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Title 7—AGRICULTURE

Chapter I—Agricultural Marketing Service (Standards, Inspections, Marketing Practices), Department of Agriculture

PART 52—PROCESSED FRUITS AND VEGETABLES, PROCESSED PRODUCTS THEREOF, AND CERTAIN OTHER PROCESSED FOOD PRODUCTS

Subpart—United States Standards for Grades of Canned Blueberries <sup>1</sup>

Minimum Drained Weights

On June 24, 1959, a notice of proposed rule making was published in the FEDERAL REGISTER (24 F.R. 5152) regarding a proposed amendment to the United States Standards for Grades of Canned Blueberries.

After consideration of all relevant matters presented including the proposal set forth in the aforesaid notice, the following amendment to the United States Standards for Grades of Canned Blueberries is hereby promulgated pursuant to the authority contained in the Agricultural Marketing Act of 1946 (secs. 202–208, 60 Stat. 1087, as amended; 7 U.S.C. 1621–1627):

1. In § 52.586, change Table I as set forth below:

TABLE I—RECOMMENDED MINIMUM DRAINED WEIGHTS FOR CANNED BLUEBERRIES

Container designation	Container size (over-all dimensions)		Recommended minimum drained weights
	Width	Height	
	Inches	Inches	Ounces
300 x 407.....	3	4 <sup>3</sup> / <sub>16</sub>	7.5
No. 2.....	3 <sup>3</sup> / <sub>16</sub>	4 <sup>1</sup> / <sub>16</sub>	10.0
No. 10.....	6 <sup>3</sup> / <sub>16</sub>	7	55.0

It is hereby found that good cause exists for not postponing the effective date of this revision beyond that therein specified (5 U.S.C. 1001–1011) in that:

<sup>1</sup> Compliance with the provisions of these standards shall not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act or with applicable state laws and regulations.

(1) The canning season for blueberries is starting in many areas and it is necessary for purposes of inspection and marketing that this amendment be made effective at the beginning of the processing season; and (2) the industry has been apprised of the changes contemplated and compliance therewith will not require any special preparation that cannot be completed by the effective time hereof.

(Secs. 202–208, 60 Stat. 1087, as amended; 7 U.S.C. 1621–1627)

Dated: August 14, 1959, to become effective upon publication in the FEDERAL REGISTER.

ROY W. LENNARTSON,  
Deputy Administrator,  
Marketing Services.

[F.R. Doc. 59–6877; Filed, Aug. 18, 1959; 8:49 a.m.]

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

[Lemon Reg. 804, Amdt. 1]

PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

**Findings.** 1. Pursuant to the marketing agreement, as amended, and Order No. 53, as amended (7 CFR Part 953), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.; 68 Stat. 906, 1047), and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons as hereinafter provided will tend to effectuate the declared policy of the act.

2. It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication hereof in the FEDERAL REGISTER (60 Stat. 237; 5 U.S.C. 1001 et seq.) because

(Continued on p. 6711)

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the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient, and this amendment relieves restriction on the handling of lemons grown in California and Arizona.

*Order, as amended.* The provisions in paragraph (b) (1) (ii) of § 953.911 (Lemon Regulation 804, 24 F.R. 6384) are hereby amended to read as follows:

(ii) District 2: 395,250 cartons.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: August 13, 1959.

S. R. SMITH,  
Director, Fruit and Vegetable  
Division, Agricultural Mar-  
keting Service.

[F.R. Doc. 59-6876; Filed, Aug. 18, 1959;  
8:49 a.m.]

## Title 21—FOOD AND DRUGS

### Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

#### SUBCHAPTER B—FOOD AND FOOD PRODUCTS

#### PART 25—DRESSINGS FOR FOODS

#### French Dressings and Salad Dressing; Standards of Identity

In the matter of amending the standards of identity for french dressing and salad dressing:

A notice of proposed rule making was published in the FEDERAL REGISTER of February 17, 1959 (24 F.R. 1216), setting forth the proposal of the Dow Chemical Company, Midland, Michigan, to amend the standards of identity for french dressing and salad dressing. The notice invited all interested persons to submit views and comments on the proposal. Upon consideration of the information furnished by the petitioner and other relevant information, it is concluded that it will promote honesty and fair dealing in the interest of consumers to amend the standards of identity for french dressing and salad dressing as proposed. Therefore, pursuant to the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055, 70 Stat. 919; 21 U.S.C. 341, 371) and delegated to the Commissioner of Food and Drugs by the Secretary (23 F.R. 9500): *It is ordered*, That the above-referenced standards of identity (21 CFR 25.2, 25.3) be amended as set forth below.

1. In § 25.2 *French dressing; identity; label statement of optional ingredients*, paragraph (c) (1) is amended by inserting the words "methylcellulose U.S.P. (methoxy content not less than 27.5 percent and not more than 31.5 percent on a dry-weight basis)" immediately after the name sodium carboxymethylcellulose in

the list of optional emulsifying ingredients. As amended, paragraph (c) (1) reads as follows:

(1) Gum acacia (also called gum arabic), carob bean gum (also called locust bean gum), guar gum, gum karaya, gum tragacanth, extract of Irish moss, pectin, propylene glycol ester of alginic acid, sodium carboxymethylcellulose, methylcellulose U.S.P. (methoxy content not less than 27.5 percent and not more than 31.5 percent on a dry-weight basis), or any mixture of two or more of these.

2. In § 25.3 *Salad dressing; identity; label statement of optional ingredients*, paragraph (d) is amended by inserting the words "methylcellulose U.S.P. (methoxy content not less than 27.5 percent and not more than 31.5 percent on a dry-weight basis)" immediately after the name sodium carboxymethylcellulose in the list of optional emulsifying ingredients. As amended, paragraph (d) reads as follows:

(d) The optional emulsifying ingredients referred to in paragraph (a) of this section are: Gum acacia (also called gum arabic), carob bean gum (also called locust bean gum), guar gum, gum karaya, gum tragacanth, extract of Irish moss, pectin, propylene glycol ester of alginic acid, sodium carboxymethylcellulose, methylcellulose U.S.P. (methoxy content not less than 27.5 percent and not more than 31.5 percent on a dry-weight basis), or any mixture of two or more of these. The quantity used of any such emulsifying ingredient or mixture amounts to not more than 0.75 percent by weight of the finished salad dressing.

Any person who will be adversely affected by the foregoing order may at any time prior to the thirtieth day from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order, shall specify with particularity the provisions of the order deemed objectionable and the grounds for the objections, and shall request a public hearing upon the objections. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

*Effective date.* This order shall become effective 60 days from the date of its publication in the FEDERAL REGISTER, except as to any of its provisions that may be stayed by the filing of objections thereto. Notice of the filing of objections, or lack thereof, will be announced by publication in the FEDERAL REGISTER. (Sec. 701, 52 Stat. 1055, as amended; 21 U.S.C. 371. Interprets or applies sec. 401, 52 Stat. 1046; 21 U.S.C. 341)

Dated: August 12, 1959.

[SEAL] GEO. P. LARRICK,  
Commissioner of Food and Drugs.

[F.R. Doc. 59-6879; Filed, Aug. 18, 1959;  
8:49 a.m.]

## Title 33—NAVIGATION AND NAVIGABLE WATERS

### Chapter II—Corps of Engineers, Department of the Army

#### PART 203—BRIDGE REGULATIONS

#### Waterways in New Jersey

Pursuant to the provisions of section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 372; 33 U.S.C. 499), § 203.225 governing the operation of bridges across navigable waters in the State of New Jersey where constant attendance of draw tenders is not required is amended to govern the operation of certain bridges across Manantico Creek, Cohansey River, Woodbury Creek and Rancocas River, as follows:

§ 203.225 Navigable waters in the State of New Jersey: bridges where constant attendance of draw tenders is not required.

(f) The bridges to which this section applies, and the regulations applicable in each case, are as follows:

(9) Manantico Creek; New Jersey State Highway Department bridge near Millville. The draw need not be opened for the passage of vessels, and paragraphs (b) to (e), inclusive, of this section shall not apply to this bridge.

(10) Cohansey River; New Jersey State Highway Department bridge at Broad Street, Bridgeton. The draw need not be opened for the passage of vessels, and paragraphs (b) and (e), inclusive, of this section shall not apply to this bridge.

(12-a) Woodbury Creek; Gloucester County highway bridge at National Park. At least 24 hours' advance notice required during December, January and February of each year.

(14) Rancocas River; Burlington County highway bridge and Pennsylvania Railroad Company bridge between Riverside and Delanco, New Jersey State Highway Department bridge at Bridgeboro, and Burlington County highway bridge at Centerton. Between 11:00 p.m. and 7:00 a.m. each day of the year the draws of these bridges need not be opened for the passage of vessels. At least 24 hours' advance notice required for opening these bridges between 7:00 a.m. and 11:00 p.m. during January, February, March and December.

[Regs., Aug. 6, 1959, 275/91 (Manantico Creek, Cohansey River, Woodbury Creek, and Rancocas River, N.J.)—ENGWO] (Sec. 5, 28 Stat. 372; 33 U.S.C. 499)

R. V. LEE,  
Major General, U.S. Army,  
The Adjutant General.

[F.R. Doc. 59-6847; Filed, Aug. 18, 1959;  
8:45 a.m.]

## RULES AND REGULATIONS

## Title 39—POSTAL SERVICE

## Chapter I—Post Office Department

## PART 111—POSTAL UNION MAIL

## PART 168—DIRECTORY OF INTERNATIONAL MAIL

## Miscellaneous Amendments

Regulations of the Post Office Department are amended as follows:

I. In § 111.2 *Specific categories* subparagraph (8) of paragraph (g), as amended by Federal Register Document 59-5752 (24 F.R. 5610), is further amended by inserting the new country "Nepal." in proper alphabetical order therein. Small packets are not accepted in Nepal.

NOTE: The corresponding Postal Manual section is 221.278.

(R.S. 161, as amended, 396, as amended, 398, as amended; 5 U.S.C. 22, 369, 372).

II. In § 168.5 *Individual country regulations*, as published in the FEDERAL REGISTER of March 20, 1959, at pages 2119-2195 as Federal Register Document 59-2388, make the following changes:

A. Amend the country heading of "India (including the Andaman Islands, Bhutan, and Nepal)" to read as follows: "India (including the Andaman Islands and Bhutan)".

B. Insert a new country "Kuwait" and the pertinent regulations in proper alphabetical order therein to read as follows:

## KUWAIT

## Postal Union Mail

*Surface rates, classifications, weight limits and dimensions.* See § 168.1 of this chapter.

*Air rates.* (See § 168.1 for classifications, weight limits and dimensions.)

*Letters.* 25 cents per half ounce.

*Single post cards.* 10 cents each.

*Air letters (aerogrammes).* 10 cents each.

*Other articles.* 60 cents first 2 ounces; 40 cents each additional 2 ounces.

*Small packets.* Accepted.

*Letter packages containing dutiable merchandise.* Accepted. See § 111.2(a) (5) of this chapter.

*Registration.* Fee, 50 cents. Maximum indemnity, \$8.17.

*Special delivery.* No service.

*Money orders.* No service.

## PARCEL POST

## SURFACE PARCEL RATES, INCLUDING SURCHARGES

(Rates: \$0.46 first pound; \$0.23 each additional pound)

Lbs.	Rate	Lbs.	Rate	Lbs.	Rate
1	\$0.46	9	\$2.30	16	\$3.91
2	.69	10	2.53	17	4.14
3	.92	11	2.76	18	4.37
4	1.15	12	2.99	19	4.60
5	1.38	13	3.22	20	4.83
6	1.61	14	3.45	21	5.06
7	1.84	15	3.68	22	5.29
8	2.07				

## PARCEL POST—Continued

## AIR PARCEL RATES, INCLUDING SURCHARGES

(Rates: \$1.35 first 4 ounces; \$0.76 each additional 4 ounces)

Lbs. Oz.	Rate	Lbs. Oz.	Rate	Lbs. Oz.	Rate
0 4	\$1.35	4 0	\$12.60	7 12	\$23.85
0 8	2.10	4 4	13.35	8 0	24.60
0 12	2.85	4 8	14.10	8 4	25.35
1 0	3.60	4 12	14.85	8 8	26.10
1 4	4.35	5 0	15.60	8 12	26.85
1 8	5.10	5 4	16.35	9 0	27.60
1 12	5.85	5 8	17.10	9 4	28.35
2 0	6.60	5 12	17.85	9 8	29.10
2 4	7.35	6 0	18.60	9 12	29.85
2 8	8.10	6 4	19.35	10 0	30.60
2 12	8.85	6 8	20.10	10 4	31.35
3 0	9.60	6 12	20.85	10 8	32.10
3 4	10.35	7 0	21.60	10 12	32.85
3 8	11.10	7 4	22.35	11 0	33.60
3 12	11.85	7 8	23.10		

For weights over 11 pounds add \$0.76 for each 4-ounce unit or fraction.

*Weight limit.* 22 pounds.

*Sealing.* Optional.

*Group shipments.* No.

*Registration.* No.

*Insurance.* No.

*Dimensions.* Length, 3½ feet; length and girth combined, 6 feet.

*Special handling.* Available. See § 168.4 of this chapter.

*Indemnity.* No provision.

*Postal forms required:*

1 Form 2922. (Parcel post sticker.)

2 Form 2966. (Customs declaration.)

1 Form 2972. (Dispatch Note.)

C. Insert a new country "Nepal" and the pertinent regulations in proper alphabetical order therein to read as follows:

## NEPAL

## Postal Union Mail

*Surface rates, classifications, weight limits and dimensions.* See § 168.1 of this chapter.

*Air rates.* (See § 168.1 for classifications, weight limits and dimensions.)

*Letters.* 25 cents per half ounce.

*Single post cards.* 10 cents each.

*Air letters (aerogrammes).* 10 cents each.

*Other articles.* 64 cents first 2 ounces; 44 cents each additional 2 ounces.

*Small packets.* Not accepted.

*Letter packages containing dutiable merchandise.* Accepted if registered. See § 111.2(a) (5) of this chapter.

*Registration.* Fee, 50 cents. Maximum indemnity, \$8.17.

*Special delivery.* No service.

*Money orders.* No service.

## PARCEL POST

## SURFACE PARCEL RATES, INCLUDING SURCHARGES

(Rates: \$0.70 first pound; \$0.24 each additional pound)

Lbs.	Rate	Lbs.	Rate	Lbs.	Rate
1	\$0.70	9	\$2.62	16	\$4.30
2	.94	10	2.86	17	4.54
3	1.18	11	3.10	18	4.78
4	1.42	12	3.34	19	5.02
5	1.66	13	3.58	20	5.26
6	1.90	14	3.82	21	5.50
7	2.14	15	4.06	22	5.74
8	2.38				

## PARCEL POST—Continued

## AIR PARCEL RATES, INCLUDING SURCHARGES

(Rates: \$1.70 first 4 oz.; \$0.96 each additional 4 oz.)

Lbs. Oz.	Rate	Lbs. Oz.	Rate	Lbs. Oz.	Rate
0 4	\$1.70	4 0	\$16.10	7 12	\$30.50
0 8	2.66	4 4	17.06	8 0	31.46
0 12	3.62	4 8	18.02	8 4	32.42
1 0	4.58	4 12	18.98	8 8	33.38
1 4	5.54	5 0	19.94	8 12	34.34
1 8	6.50	5 4	20.90	9 0	35.30
1 12	7.46	5 8	21.86	9 4	36.26
2 0	8.42	5 12	22.82	9 8	37.22
2 4	9.38	6 0	23.78	9 12	38.18
2 8	10.34	6 4	24.74	10 0	39.14
2 12	11.30	6 8	25.70	10 4	40.10
3 0	12.26	6 12	26.66	10 8	41.06
3 4	13.22	7 0	27.62	10 12	42.02
3 8	14.18	7 4	28.58	11 0	42.98
3 12	15.14	7 8	29.54		

For weights over 11 pounds, add \$0.96 for each 4-ounce unit or fraction.

*Weight limit.* 22 pounds.

*Sealing.* Optional.

*Group shipments.* No.

*Registration.* No.

*Insurance.* No.

*Postal forms required:*

1 Form 2922. (Parcel post sticker.)

2 Form 2966. (Customs declaration.)

*Dimensions.* Greatest combined length and girth, 6 feet. Greatest length, 3½ feet, except that parcels may measure up to 4 feet in length, on condition that parcels over 42 and not over 44 inches in length do not exceed 24 inches in girth, parcels over 44 and not over 46 inches in length do not exceed 20 inches in girth, and parcels over 46 inches and up to 4 feet in length do not exceed 16 inches in girth.

*Special handling.* Available. See § 168.4 of this chapter.

D. In country "Netherlands" make the following changes as a result of the Netherlands postal administration giving notice that German and Belgian coins, Netherlands coins and bank notes are no longer prohibited to that country, but are admitted subject to license which the addressee must obtain from the Netherlands bank.

1. Amend the item *Observations*, under Postal Union Mail, to read as follows:

*Observations.* See "Import restrictions" under "Parcel Post," concerning authorization required to be obtained by the addressee for the importation of currency; precious metals or diamonds, manufactured or not; art treasures; postage stamps; instruments of payment, valid or not; paper values; and public credit documents and securities.

2. In item *Prohibitions*, under Parcel Post, strike out "German or Belgian coins, except up to the amount of 40 marks or 50 francs in silver and 10 marks or 12½ francs in nonprecious metal" where it appears as the third paragraph therein.

3. Amend the item *Import Restrictions*, under Parcel Post, to read as follows:

*Import Restrictions.* Commercial shipments of merchandise are admitted only

if an import permit has been obtained by the addressee from the Netherlands authorities.

Authorization from the "Nederlandsche Bank" is required to be obtained by the addressee for the importation of coins and paper money; precious metals or diamonds, manufactured or not; art treasures; postage stamps; instruments of payment, valid or not (including checks); paper values; and public credit documents and securities. Prospective senders should be advised that, unless the addressee possesses the necessary authorization, which should be secured before the articles are mailed, the articles may be confiscated by the Netherlands customs authorities.

E. Amend the country heading of "Persian Gulf Ports (British Postal Agencies at Bahrein, Kuwait, Doha (Qatar), Dubai (including Sharja), Muscat and Umm Said)" to read as follows: "Persian Gulf Ports (British Postal Agencies at Bahrein, Doha (Qatar), Dubai (including Sharja), Muscat and Umm Said)".

F. In country "Salvador (El)", as amended by Federal Register Document 59-4137 (24 F.R. 3991), make the following changes:

1. In the item *Observations* under Parcel Post strike out "Larchmont, N.Y., and Worcester, Mass." in the list of Salvadoran Consulates and insert two new consulates, "Detroit, Mich.", and "Boston, Mass." in proper alphabetical order therein.

2. Amend the item *Prohibitions* to read as follows:

*Prohibitions.* Flour in used sacks; coffee seeds and plants; cigarette paper; containers for foreign pharmaceutical products; labels for Salvadoran wines; imitation money; sugarmaking equipment; silver coins less than 0.900 fine, except collectors' coins and coins of El Salvador or the United States.

Cigarettes, unless the words "Importation a El Salvador" are printed or stamped on each package.

G. "Places Not Included in Alphabetical List of Countries", as amended by Federal Register Document 59-4137 (24 F.R. 3992) and by Federal Register Document 59-4844 (24 F.R. 4278), is further amended by striking out "Kuwait (Persian Gulf Ports)" and "Nepal (India)", where they appear in alphabetical order therein.

(R.S. 161, as amended, 396, as amended, 398, as amended; 5 U.S.C. 22, 369, 372)

[SEAL] HERBERT B. WARBURTON,  
General Counsel.

[F.R. Doc. 59-6886; Filed, Aug. 18, 1959; 8:51 a.m.]

## Title 43—PUBLIC LANDS: INTERIOR

### Chapter I—Bureau of Land Management, Department of the Interior

#### APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 1932]

[Fairbanks 019125]

#### ALASKA

#### Withdrawing Public Lands for Use of the Department of the Air Force for Military Purposes

##### Correction

In F.R. Doc. 59-6470, appearing at page 6316 of the issue for Thursday, August 6, 1959, the following date should be inserted after the signature: "July 31, 1959."

[Public Land Order 1941]

[Arizona 020018]

#### ARIZONA

#### Withdrawing Public Lands for Use of Bureau of Sport Fisheries and Wildlife as Willow Beach Fish Cultural Station

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Arizona are hereby withdrawn from all forms of appropriation under the public land laws, including the mining and mineral-leasing laws but not the disposal of materials under the act of July 31, 1947 (61 Stat. 631; 69 Stat. 367; 30 U.S.C. 601-604) as amended, and reserved for use of the Bureau of Sport Fisheries and Wildlife, Department of the Interior, as the Willow Beach Fish Cultural Station:

##### GILA AND SALT RIVER MERIDIAN

T. 29 N., R. 22 W.

In unsurveyed sections 20 and 29 those parts which are included within the metes and bounds described as follows:

Beginning at Corner 4A which bears N. 17°36' W., 2,097.33 feet distant from U.S. National Park Service Monument No. 6 which Monument bears N. 13°48' W., 2,025.97 feet distant from U.S. Mining Monument No. 2948B and from which N.P.S. Monument No. 6 also bears N. 09°51' W., 7,469.18 feet distant from the southeast corner of Section 32; thence with three courses lying all or partly within the high water shoreline of Lake Mohave;

S. 40°48' W., 497.92 feet to Corner 11A;  
N. 82°56' W., 950.00 feet to Corner 12A;  
N. 43°38' W., 676.41 feet to Corner 1A;  
N. 09°55' E., 1,289.91 feet to Corner 2A;  
N. 85°09' E., 900.00 feet to Corner 3;  
S. 03°11' W., 977.16 feet to Corner 4;  
S. 48°08' E., 900.00 feet to the point of beginning.

The tract described contains 47.81 acres (approximately 5 acres lie within the shoreline of Lake Mohave at high water).

This order shall be subject to existing withdrawals for power and reclamation purposes.

ROGER ERNST,

Assistant Secretary of the Interior.

AUGUST 12, 1959.

[F.R. Doc. 59-6860; Filed, Aug. 18, 1959; 8:47 a.m.]

[Public Land Order 1942]

[Utah 028949]

#### UTAH

#### Withdrawing Lands for Use of United States Fish and Wildlife Service for Fish Springs National Wildlife Refuge

By virtue of the authority vested in the President, and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. Subject to valid existing rights, the following-described public lands in Utah are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining but not the mineral leasing laws, and reserved for use of the United States Fish and Wildlife Service for the Fish Springs National Wildlife Refuge:

##### SALT LAKE MERIDIAN

T. 11 S., R. 14 W.

Sec. 1, All, except Lots 11, 12 and 13;

Sec. 3, Lots 9, 10, and 15, and W $\frac{1}{2}$ SE $\frac{1}{4}$ ;

Sec. 11, N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$  and SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Sec. 12, N $\frac{1}{2}$ , SW $\frac{1}{4}$  and N $\frac{1}{2}$ SE $\frac{1}{4}$ ;

Sec. 13, W $\frac{1}{2}$ NW $\frac{1}{4}$  and NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Sec. 14, NE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$  and SE $\frac{1}{4}$ ;

Sec. 23, E $\frac{1}{2}$ NW $\frac{1}{4}$ , and W $\frac{1}{2}$ SE $\frac{1}{4}$ ;

Sec. 25, NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$  and SE $\frac{1}{4}$ ;

Sec. 26, W $\frac{1}{2}$ NE $\frac{1}{4}$  and SE $\frac{1}{4}$ ;

Sec. 35, E $\frac{1}{2}$ .

T. 11 S., R. 13 W.,

Unsurveyed.

Secs. 5 to 8 incl.,

Secs. 17 to 20, incl.,

Secs. 29 to 32 incl.

The areas described aggregate 14,-097.42 acres.

2. The withdrawal made by this order shall not interfere with the continued use of the lands for stock driveway purposes, including livestock use of the lands along the road which crosses sections 29, 30 and 31, T. 11 S., R. 13 W., and section 36, T. 11 S., R. 14 W., for trailing purposes while being moved from range to range, nor stock use of accustomed resting and watering places, including the W $\frac{1}{2}$ SE $\frac{1}{4}$ , section 3, T. 11 S., R. 14 W., and no improvements shall be constructed on the

lands as will interfere with such continued use.

ROGER ERNST,  
Assistant Secretary of the Interior.

AUGUST 12, 1959.

[F.R. Doc. 59-6861; Filed, Aug. 18, 1959;  
8:47 a.m.]

[Public Land Order 1943]

## OREGON AND COLORADO

### Withdrawing Lands in National Forests for Use of Forest Service as Recreation Areas

By virtue of the authority vested in the President by the act of June 4, 1897 (30 Stat. 34, 36; 16 U.S.C. 473), and otherwise, and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

Subject to valid existing rights, the following-described public lands within the national forests in Oregon and Colorado hereafter designated, are hereby withdrawn from all forms of appropriation under the public land laws including the mining but not the mineral leasing laws nor disposals of materials under the act of July 31, 1947 (61 Stat. 681; 30 U.S.C. 601-604), as amended, and reserved for use of the Forest Service, Department of Agriculture, for recreation areas, as indicated:

[Oregon 06580]

WILLAMETTE MERIDIAN

SISKIYOU NATIONAL FOREST

Sunshine Bar Recreation Area

T. 33 S., R. 14 W.,  
Sec. 13, W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , S $\frac{1}{2}$ S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$   
and NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ .

The areas described aggregate approximately 55 acres.

[Colorado 024417]

NEW MEXICO PRINCIPAL MERIDIAN

SAN JUAN NATIONAL FOREST

Bridge Campground Site

T. 37 N., R. 3 W.,  
Sec. 4, S $\frac{1}{2}$ NW $\frac{1}{4}$  and SW $\frac{1}{4}$ ;  
Sec. 9, N $\frac{1}{2}$ NW $\frac{1}{4}$ .

Mancos Hill Campground Site

T. 36 N., R. 12 W.,  
Sec. 32, S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$  and N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ .

Bear Campground Site

T. 38 N., R. 13 W.,  
Sec. 4, NW $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$  and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 9, NE $\frac{1}{4}$ NW $\frac{1}{4}$ .

Deer Campground Site

T. 40 N., R. 13 W.,  
Sec. 24, N $\frac{1}{2}$ SW $\frac{1}{4}$  and E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ .  
The areas described aggregate 660 acres.

SIXTH PRINCIPAL MERIDIAN

GRAND MESA NATIONAL FOREST

Buzzard Campground

T. 9 S., R. 92 W.,  
Sec. 20, SW $\frac{1}{4}$ SW $\frac{1}{4}$ .

Island Lake Campground

T. 12 S., R. 95 W.,  
Sec. 3, SW $\frac{1}{4}$ SW $\frac{1}{4}$  and W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ ;

Sec. 4, S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
Sec. 9, NE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 10, N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ .  
The areas described aggregate 180 acres.

ARAPAHO NATIONAL FOREST

Maxwell Falls Picnic Area

T. 6 S., R. 71 W.,  
Sec. 6, lot 2.

Cold Springs Campground (Extension)

T. 2 S., R. 73 W.,  
Sec. 30, S $\frac{1}{2}$  of lot 3, lot 5, N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$   
and NE $\frac{1}{4}$ SW $\frac{1}{4}$ .

T. 2 S., R. 73 W.,  
Sec. 25, S $\frac{1}{2}$ SE $\frac{1}{4}$ , E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$   
SE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , S $\frac{1}{2}$   
SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$  and  
E $\frac{1}{2}$ SW $\frac{1}{4}$ .

Crater Lake Campground

T. 1 N., R. 74 W.,  
Sec. 3, S $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , E $\frac{1}{2}$ NE $\frac{1}{4}$   
SW $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$  and N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ .

Silvertip Campground

T. 4 S., R. 76 W., Suspended,  
Sec. 13, NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$   
SW $\frac{1}{4}$  and W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ .  
The areas described aggregate 631.50 acres.

The total area withdrawn by this order is 1,526.50 acres.

This order shall take precedence over but not otherwise affect the existing reservation of the lands for national forest purposes.

ROGER ERNST,  
Assistant Secretary of the Interior.

AUGUST 12, 1959.

[F.R. Doc. 59-6862; Filed, Aug. 18, 1959;  
8:47 a.m.]

[Public Land Order 1944]

[Colorado 012368]

## COLORADO

### San Isabel National Forest; Partly Revoking Public Land Order No. 1481 of September 5, 1957

By virtue of the authority vested in the President by the act of June 4, 1897 (30 Stat. 34, 36; 16 U.S.C. 473) and otherwise, and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered that Public Land Order No. 1481 of September 5, 1957, be and it is hereby revoked so far as it affects the following-described lands:

SIXTH PRINCIPAL MERIDIAN

SHIRLEY ADMINISTRATIVE SITE

T. 48 N., R. 8 E.,  
Sec. 18, SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ SW $\frac{1}{4}$   
SW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$   
SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
and NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ .

Containing 20 acres.

At 10:00 a.m. on September 19, 1959, the lands shall be open to such forms of disposition as may by law be made of national forest lands.

ROGER ERNST,  
Assistant Secretary of the Interior.

AUGUST 13, 1959.

[F.R. Doc. 59-6863; Filed, Aug. 18, 1959;  
8:47 a.m.]

[Public Land Order 1945]

[79699]

## CALIFORNIA

### Order Providing for Opening of Public Lands (Power Site Classification No. 426-DA-949-California)

1. In an order of August 1, 1958, published in the FEDERAL REGISTER of August 7, 1958, at page 6002, as Power Site Cancellation No. 130, the Geological Survey cancelled Power Site Classification No. 426 of July 25, 1952, so far as that order affects the following-described lands, pursuant to the determination of the Federal Power Commission in DA-949-California, issued June 30, 1958:

MOUNT DIABLO MERIDIAN

T. 2 S., R. 15 E.,  
Sec. 32, lots 1, 2 and 4, and that part of Mineral Lot 38-a situated in the NW $\frac{1}{4}$ NW $\frac{1}{4}$  (All of which comprise the NW $\frac{1}{4}$ NW $\frac{1}{4}$ ).

The area described contains 40 acres.  
2. The land consists of a moderately sloping shoulder of a minor ridge of the Sierran foothills, and is located in extreme southwestern Tuolumne County, California. Soils are thin and vegetation sparse.

3. The State of California has waived the preference rights of application granted to certain States by subsection (c) of section 2 of the act of August 27, 1958 (72 Stat. 928; 43 U.S.C. 851, 852), and section 24 of the Federal Power Act of 1920, as amended.

4. Commencing at 10:00 a.m. on September 19, 1959, the lands shall be open to application, petition, location, and selection, subject to valid existing rights, the requirements of applicable laws, and the 91-day preference right filing period for veterans of World War II, the Korean Conflict, and others entitled to preference under the act of September 27, 1944 (58 Stat. 747; 43 U.S.C. 279-284), as amended.

5. The lands have been open to applications and offers under the mineral leasing laws, and to location under the United States mining laws pursuant to the act of August 11, 1955 (69 Stat. 682; 30 U.S.C. 621).

6. Inquiries concerning the lands shall be addressed to the Manager, Land Office, Bureau of Land Management, California Fruit Building, Sacramento, California.

AUGUST 13, 1959.

ROGER ERNST,  
Assistant Secretary of the Interior.

[F.R. Doc. 59-6864; Filed, Aug. 18, 1959;  
8:47 a.m.]

## Title 50—WILDLIFE

### Chapter I—Fish and Wildlife Service, Department of the Interior

#### SUBCHAPTER C—MANAGEMENT OF WILDLIFE CONSERVATION AREAS

#### PART 17—LIST OF AREAS

#### Fish-Cultural Stations

CROSS REFERENCE: For order reserving certain lands as the Willow Beach



Fish Cultural Station (§ 17.1) see Public Land Order 1941 in the Appendix to Title 43, Chapter I, *supra*.

## PART 17—LIST OF AREAS

### National Wildlife Refuges

CROSS REFERENCE: For order reserving certain lands for the Fish Springs National Wildlife Refuge (§ 17.3) see Public Land Order 1942 in the Appendix to Title 43, Chapter I, *supra*.

## PROPOSED RULE MAKING

### DEPARTMENT OF AGRICULTURE

#### Agricultural Marketing Service

[7 CFR Part 1017]

### ONIONS GROWN IN CERTAIN DESIGNATED COUNTIES IN IDAHO AND MALHEUR COUNTY, OREGON

#### Expenses and Rate of Assessment

Notice is hereby given that the Secretary of Agriculture is considering the approval of the expenses and rate of assessment hereinafter set forth, which were recommended by the Idaho-Eastern Oregon Onion Committee, established pursuant to Marketing Agreement No. 130 and Order No. 117 (7 CFR Part 1017) regulating the handling of onions grown in certain designated counties in Idaho and Malheur County, Oregon, issued under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

Consideration will be given to any data, views, or arguments pertaining thereto, which are filed with the Director, Fruit and Vegetable Division, Agricultural Marketing Service, United States Department of Agriculture, Washington 25, D.C., not later than 15 days following publication of this notice in the FEDERAL REGISTER. The proposals are as follows:

#### § 1017.203 Expenses and rate of assessment.

(a) The reasonable expenses that are likely to be incurred by the Idaho-Eastern Oregon Onion Committee, established pursuant to Marketing Agreement No. 130 and this part, to enable such committee to perform its functions pursuant to the provisions of aforesaid marketing agreement and order, during the fiscal period ending June 30, 1960, will amount to \$4,646.00..

(b) The rate of assessment to be paid by each handler, pursuant to Marketing Agreement No. 130 and this part, shall be three tenths of one cent (\$.003) per hundredweight of onions handled by him as the first handler thereof during said fiscal period.

(c) Terms used in this section shall have the same meaning as when used in

Marketing Agreement No. 130 and this part.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: August 13, 1959.

S. R. SMITH,  
Director, Fruit and Vegetable  
Division, Agricultural Mar-  
keting Service.

[F.R. Doc. 59-6878; Filed, Aug. 18, 1959;  
8:49 a.m.]

## [7 CFR Part 1023]

[Docket No. AO-295-A1]

### MILK IN DES MOINES, IOWA, MARKETING AREA

#### Decision on Proposed Amendments to Tentative Marketing Agreement and to Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held at Des Moines, Iowa, on May 27, 1959, pursuant to notice thereof issued on May 19, 1959 (24 F.R. 4150).

Upon the basis of the evidence introduced at the hearing and the record thereof, the Deputy Administrator, Agricultural Marketing Service, on July 21, 1959 (24 F.R. 5943) filed with the Hearing Clerk, United States Department of Agriculture, his recommended decision containing notice of the opportunity to file written exceptions thereto.

The material issue on the record of the hearing relates to the level of the Class I price.

**Findings and conclusions.** The following findings and conclusions on the material issue are based on evidence presented at the hearing and the record thereof:

The method of determining the Class I price should be amended to limit temporarily the effect of the Chicago supply-demand ratio on the Class I price in this market.

The Des Moines Class I price is fixed at 35 cents above that in the Chicago order and reflects the minus 24-cent supply-demand adjustment included in the Chicago Class I price. The minus 24-cent supply-demand adjustment, which is the maximum provided under the Chicago order, has been effective continuously since November 1958 and it may reasonably be expected to be applicable beyond the approaching months of seasonally low production.

The availability of supplies in relation to the demand for milk for fluid use for the Des Moines market is significantly different than that for Chicago and producers proposed discontinuance of the Chicago order supply-demand ratio as a factor in determining the Des Moines order Class I price. For the first 7 months of the Des Moines order, September 1958 through March 1959, the Class I sales as a percentage of producer

receipts averaged 88 percent. The Chicago order supply-demand utilization percentage during the same period averaged 61 percent.

Approximately 80 percent of the producers under the order are members of the Des Moines Cooperative Dairy. During the first 3 months of 1959 they delivered to Des Moines order pool plants 55.8 million pounds of Grade A milk compared with 59.9 and 55.7 million pounds, respectively, delivered to these same plants during the corresponding periods of 1957 and 1958. Purchases by its buying handlers during each of these 3-month periods were 44.2, 45.0 and 47.6 million pounds, respectively, in 1957, 1958, and 1959. These purchases as a percentage of the receipts from dairy farmers were 73.8, 80.7 and 85.3 percent, respectively, during the first 3 months of 1957, 1958 and 1959.

The Des Moines Cooperative Dairy obtains supplemental supplies of milk from distant plants in Minnesota and Wisconsin during those months of the year when local production is not adequate to meet the needs of the market. The present rate of production in relation to the market's Class I requirements portends a heavy upsurge in the quantities of milk that will have to be imported during the remaining months of this year. Approximately 2 million pounds of milk were imported by producer associations from August through December 1958 to supplement the needs of handlers now regulated by the order and it is estimated that at least twice as much milk will need to be imported during the remainder of this year by the Des Moines Cooperative to meet handlers' Class I requirements. On a seasonally adjusted basis, producer milk for the Des Moines market is in shorter supply in relation to demand than that experienced by the market over a number of years.

Steps are being taken by the Des Moines Cooperative Dairy toward increasing the regular supply of milk for the market. The goal of the cooperative is to obtain a sufficient number of producers so that the market's needs will be fully supplied on a year-round basis. Current efforts by the producer association in this regard include newspaper advertising, working through truckers on their now established hauling routes to solicit new producers, and contacting ungraded dairy farmers in the milkshed to attempt to get them to convert to Grade A operations.

Although producers and potential producers in the production area for the Des Moines market may now be assured of a Grade A market whether they are can or bulk tank shippers, the time is rapidly approaching when all major distributors on the market will receive milk from bulk tank shippers only. In recognition of this, the Des Moines Cooperative Dairy has embarked on a program of converting its producer members from can to bulk tank shippers within an 18-month period, and it may be reasonably expected that any ungraded dairy farmer who contemplates shifting to a Grade A operation in order to qualify to ship to the Des Moines market will install a bulk

tank operation. The cost of such an installation will vary depending upon its size and the facilities for handling milk that the ungraded producer already has. Under any circumstance, however, his capital outlay to fix up for Grade A as a bulk tank shipper would be significantly greater than as a can shipper. Another deterrent to ungraded farms shifting to Grade A production for the Des Moines market is the relatively good level of prices for beef cattle. The present level of Des Moines order prices is not adequate to encourage such farmers to establish facilities for Grade A production on their farms.

Milk is shipped regularly from plants regulated by the North Central Iowa and Cedar Rapids-Iowa City orders to markets at great distances from these plants. It was suggested that the Des Moines Cooperative Dairy obtain its supplemental needs from the plants under these nearby orders or procure some of the producers now supplying North Central Iowa and Cedar Rapids-Iowa City handlers as direct delivery shippers to Des Moines. In this regard it was pointed out that the milk shipped from the North Central Iowa and Cedar Rapids-Iowa City order plants to outside markets is sold generally on a year-round basis to these buyers and the price received from these outside markets is better than the Des Moines Cooperative Dairy could afford to pay for such milk on a yearly contract.

There is relatively little overlapping of the Des Moines production area with those in which are located the producers supplying North Central Iowa and Cedar Rapids-Iowa City pool plants. The Des Moines Cooperative Dairy's hauling routes extend as much as 120 miles from Des Moines and would have to be extended much farther if they were to take on Grade A producers now supplying these other nearby Federal order markets. The increased transportation that these producers would have to pay for their milk moving into the Des Moines market would be enough greater so as to nullify any gain that they might have in shifting markets.

Better net prices for their milk from St. Louis and Kansas City order handlers have resulted in the transferring of some Des Moines order producers to the St. Louis market with the loss of others to both markets in prospect. A number of producers supplying handlers in Ottumwa have left the Des Moines order market to ship to handlers under the St. Louis order and other producers selling to Des Moines order regulated handlers in that vicinity contemplate shifting to St. Louis. Des Moines order producers, some of whose farms are within 10 miles of Des Moines, have shown an interest in shipping to the Kansas City market and have been meeting with buyers on that market in this regard.

The prices under these other orders are enough better than Des Moines to stand the extra transportation costs and enable the producers to be ahead price-wise. In fact, a load of milk produced on a farm in Meservey, Iowa, which is in the vicinity of Mason City, is moved

regularly to the Kansas City plant of a handler with whose representative Des Moines order producers have discussed selling their milk. The tank truck from Meservey passes through Des Moines on its way to Kansas City.

The Des Moines market is at a disadvantage price-wise with the markets for which it must compete for supply. The monthly prices computed pursuant to the Des Moines order Class I price formula averaged \$4.07 for 1958. During the same period the Class I price under the St. Louis, Kansas City and Omaha-Lincoln-Council Bluffs orders for 3.5 percent milk averaged 23, 37, and 35 cents, respectively, above this; and for the first 4 months of 1959 the Class I price for these markets averaged 25, 50, and 53 cents above that for Des Moines. Of the other nearby regulated markets, North Central Iowa and Cedar Rapids-Iowa City, the Class I price is directly related to the Chicago Class I price, as is Des Moines. In each month the Class I price under these orders is 20 cents less than that for Des Moines for milk delivered in the base zone (Polk County) and 10 cents less than that for milk delivered to Des Moines order plants outside the base zone.

The pricing provisions of the Des Moines order became effective October 1, 1958. The Des Moines uniform price for the period October 1958 to April 1959 averaged \$3.88 for milk received at plants in the base zone and \$3.78 for milk received at other Des Moines order plants. The comparable uniform prices under the nearby Federal orders for the same period for 3.5 percent milk averaged \$4.25 for St. Louis, \$4.19 for Kansas City, \$4.35 for Omaha-Lincoln-Council Bluffs, \$3.80 for North Central Iowa and \$3.74 for Cedar Rapids-Iowa City. These prices are for milk delivered at plants in the specified marketing area at which no location adjustment is applicable.

Because the Des Moines order has been in operation less than a year there are not yet available sufficient statistical data on which to establish a separate supply-demand formula to replace the effect of the Chicago supply-demand factor in the Des Moines Class I price. In view of this, it would not be practicable to make any permanent changes in the Des Moines order Class I pricing provisions at this time. Consideration may more appropriately be given to this matter at such time as statistical data for at least a full year of operation of the Des Moines order are available.

A number of producers on the market must currently decide whether to convert to a bulk tank operation on their farms or go out of the Grade A milk business. Ungraded shippers need to have greater incentive than is currently available to fix up for Grade A production for the Des Moines market. With respect to those Grade A producers supplying nearby markets, a price incentive which warrants the additional transportation costs to ship the greater distance to Des Moines handlers is needed to attract them to the Des Moines market.

To give appropriate consideration to the various factors that are causing a continuous decline in the supply for the Des Moines market and to provide some

encouragement to obtaining the additional supply needed on the market, the effect of the Chicago order supply-demand adjuster on the Des Moines Class I price through April 30, 1960 should be limited to 10 cents. This would result in an average monthly increase of approximately 11 cents in the uniform price. Based on the level of such prices since the inception of the Des Moines order, the comparable uniform prices under the St. Louis, Kansas City, and Omaha-Lincoln-Council Bluffs orders, would average 26, 20, and 36 cents above and those under the North Central Iowa and Cedar Rapids-Iowa City orders 19 and 25 cents below that for Des Moines after giving consideration to the change herein recommended. This price level should provide some incentive to assure the Des Moines market of an adequate supply of milk during the approaching period of seasonally low production.

*Rulings on proposed findings and conclusions.* Briefs and proposed findings and conclusions were filed on behalf of certain interested parties in the market. These briefs, proposed findings and conclusions and the evidence in the record were considered in making the findings and conclusions set forth above. To the extent that the suggested findings and conclusions filed by interested parties are inconsistent with the findings and conclusions set forth herein, the requests to make such findings or reach such conclusions are denied for the reasons previously stated in this decision.

*General findings.* The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) The tentative marketing agreement and the order, as hereby proposed to be amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(b) The parity prices of milk as determined pursuant to section 2 of the Act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the marketing area, and the minimum prices specified in the proposed marketing agreement and the order, as hereby proposed to be amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(c) The tentative marketing agreement and the order, as hereby proposed to be amended, will regulate the handling of milk in the same manner as, and will be applicable only to persons in the respective classes of industrial and commercial activity specified in, a marketing agreement upon which a hearing has been held.

*Rulings on exceptions.* In arriving at the findings and conclusions, and the regulatory provisions of this decision, each of the exceptions received was care-



fully and fully considered in conjunction with the record evidence pertaining thereto. To the extent that the findings and conclusions, and the regulatory provisions of this decision are at variance with any of the exceptions, such exceptions are hereby overruled for the reasons previously stated in this decision.

**Marketing agreement and order.** Annexed hereto and made a part hereof are two documents entitled, respectively, "Marketing agreement regulating the handling of milk in the Des Moines, Iowa, marketing area", and "Order amending the order regulating the handling of milk in the Des Moines, Iowa, marketing area", which have been decided upon as the detailed and appropriate means of effectuating the foregoing conclusions.

*It is hereby ordered.* That all of this decision, except the attached marketing agreement, be published in the FEDERAL REGISTER. The regulatory provisions of said marketing agreement are identical with those contained in the order as hereby proposed to be amended by the attached order which will be published with this decision.

**Determination of representative period.** The month of June 1959 is hereby determined to be the representative period for the purpose of ascertaining whether the issuance of the attached order amending the order regulating the handling of milk in the Des Moines, Iowa, marketing area, is approved or favored by producers, as defined under the terms of the order as hereby proposed to be amended, and who, during such representative period, were engaged in the production of milk for sale within the aforesaid marketing area.

Issued at Washington, D.C., this 14th day of August 1959.

CLARENCE L. MILLER,  
Assistant Secretary.

**Order<sup>1</sup> Amending the Order Regulating the Handling of Milk in the Des Moines, Iowa, Marketing Area**

**§ 1023.0 Findings and determinations.**

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings upon the basis of the hearing record.* Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held upon certain proposed amendments to the tenta-

<sup>1</sup> This order shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders have been met.

tive marketing agreement and to the order regulating the handling of milk in the Des Moines, Iowa, marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area and the minimum prices specified in the order as hereby amended are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order as hereby amended, regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

**Order relative to handling.** It is therefore ordered, that on and after the effective date hereof the handling of milk in the Des Moines, Iowa, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as hereby amended, and the aforesaid order is hereby amended, as follows:

**§ 1023.50 [Amendment]**

Delete § 1023.50(a) and substitute therefor the following:

(a) *Class I milk price.* The Class I milk price shall be the price for Class I milk pursuant to Part 941 (Chicago) of this chapter, plus 35 cents: *Provided*, That through April 30, 1960, the effect on the price pursuant to this paragraph of the supply and demand ratio as contained in § 941.52(a) (1) of this chapter shall be limited to 10 cents: *And provided further*, That for milk received from approved dairy farmers at an approved plant outside the base zone the price otherwise applicable pursuant to this paragraph shall be reduced 10 cents.

[F.R. Doc. 59-6390; Filed, Aug. 18, 1959; 8:51 a.m.]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Food and Drug Administration

#### 121 CFR Part 120.1

### TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

#### Notice of Withdrawal of Petition for Establishment of Tolerances for Residues of 1,1-Dichloro-2,2-Bis-(p-Ethylphenyl)-Ethane

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec.

408(d) (1), 68 Stat. 512, as amended; 52 Stat. 1784; 21 U.S.C. 346a(d) (1)), the following notice is issued:

In accordance with § 120.8 *Withdrawal of petitions without prejudice*, of the general regulations for setting tolerances and granting exemptions from tolerances for pesticide chemicals in or on raw agricultural commodities (21 CFR, 1958 Supp., 120.8), Rohm and Haas Company, Washington Square, Philadelphia 5, Pennsylvania, has withdrawn its petition for establishment of tolerances of 15 parts per million for residues of 1,1-dichloro-2,2-bis (p-ethylphenyl)-ethane in or on the following raw agricultural commodities: Beet tops, celery, collards, dandelion, fennel, kale, mustard greens, parsley, Swiss chard, turnip tops, and watercress, notice of which was published in the FEDERAL REGISTER of June 3, 1959 (24 F.R. 4518).

The withdrawal with respect to this petition is without prejudice to a future filing.

Dated: August 13, 1959.

[SEAL] GEO. P. LARRICK,  
Commissioner of Food and Drugs.

[F.R. Doc. 59-6830; Filed, Aug. 18, 1959; 8:50 a.m.]

## FEDERAL AVIATION AGENCY

### [14 CFR Part 507]

[Reg. Docket No. 90]

### AIRWORTHINESS DIRECTIVES

#### Notice of Proposed Rule Making

Pursuant to the authority delegated to me by the Administrator, (§ 405.27, 24 F.R. 2196), notice is hereby given that the Federal Aviation Agency has under consideration a proposal to amend Part 507 of the Regulations of the Administrator to include an airworthiness directive providing improved fire protection in the wheel well area of Lockheed 1049 aircraft.

Interested persons may participate in the making of the proposed rule by submitting such written data, views or arguments as they may desire. Communications should be submitted in duplicate to the Docket Section, Federal Aviation Agency, Room B-316, 1711 New York Avenue NW., Washington 25, D.C. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this notice may be changed in light of the comments received. All comments submitted will be available for examination by interested persons in the Docket Section when the prescribed time for return of comments has expired. This proposal will not be given further distribution as a draft release.

This amendment is proposed under the authority of sections 313(a), 601 and 603 of the Federal Aviation Act of 1958 (72 Stat. 752, 775, 776; 49 U.S.C. 1354(a), 1421, 1423).

In consideration of the foregoing, it is proposed to amend § 507.10(a) by adding the following airworthiness directive:

**LOCKHEED.** Applies to all Model 1049C, D, E, G, and H airplanes. Compliance required by January 1, 1960.

Two incidents have occurred in which fires originating in the engine section burned underneath the nacelle and entered the wheel well area damaging flammable fluid lines and causing extensive damage. To provide improved fire protection in the wheel well area, the following modifications are required.

(a) Replace the aluminum skin on the forward landing gear doors with fireproof skin or cover the present aluminum skin with fireproof material.

(b) Install fire sleeves over all flammable fluid-carrying flexible hose lines in zone 3 and 3A in the inboard nacelles.

Issued in Washington, D.C., on August 13, 1959.

WILLIAM B. DAVIS,  
Director, Bureau of  
Flight Standards.

[F.R. Doc. 59-6848; Filed, Aug. 18, 1959;  
8:45 a.m.]

## [ 14 CFR Parts 600, 601 ]

[Airspace Docket 59-WA-93]

### FEDERAL AIRWAYS AND CONTROL AREAS

#### Modification of Federal Airway and Associated Control Areas

Pursuant to the authority delegated to me by the Administrator (§ 409.13, 24 F.R. 3499), notice is hereby given that the Federal Aviation Agency is considering an amendment to §§ 600.6222 and 601.6222 of the regulations of the Administrator, as hereinafter set forth.

VOR Federal airway No. 222 presently extends from El Paso, Tex., to McComb, Miss., and from Norcross, Ga., to Gordonsville, Va. The Federal Aviation Agency has under consideration a modification of the segment of Victor 222 from El Paso, Tex., to McComb, Miss., by extending the airway from the McComb, Miss., VOR via a new VOR facility located near Hattiesburg, Miss., at latitude 31°25'05", longitude 89°20'24", to the Evergreen, Ala., VOR. The airway will provide a bypass routing for east and west bound aircraft that presently utilize airways within the New Orleans terminal area complex. If such action is taken, Victor 222 will be designated from El Paso, Tex., to Evergreen, Ala., and from Norcross, Ga., to Gordonsville, Va. The control areas associated with Victor 222 are designated so that they will automatically conform to the modified airway. Accordingly, no amendment relating to such control areas is necessary except in the caption to § 601.6222.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Regional Administrator, Federal Aviation Agency, P.O. Box 1689, Fort Worth 1, Tex. All communications received within thirty days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements

for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Administrator, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room B-316, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Administrator.

This amendment is proposed under sections 307(a) and 313(a) of the Federal Aviation Act of 1958 (72 Stat. 749, 752; 49 U.S.C. 1348, 1354).

In consideration of the foregoing, it is proposed to amend § 600.6222 (24 F.R. 1284, 24 F.R. 2646, 24 F.R. 3871) and § 601.6222 (24 F.R. 1286) as follows:

1. In § 600.6222 VOR Federal airway No. 222 (*El Paso, Tex., to Gordonsville, Va.*):

a. Delete "*(El Paso, Tex., to Gordonsville, Va.)*" and substitute therefor "*(El Paso, Tex., to Evergreen, Ala., and Norcross, Ga., to Gordonsville, Va.)*".

b. Delete "to the McComb, Miss., VOR," and substitute therefor "McComb, Miss., VOR; Hattiesburg, Miss., VOR; to the Evergreen, Ala., VOR."

2. In § 601.6222 VOR Federal airway No. 222 control areas (*El Paso, Tex., to Gordonsville, Va.*), delete "*(El Paso, Tex., to Gordonsville, Va.)*" and substitute therefor "*(El Paso, Tex., to Evergreen, Ala., and Norcross, Ga., to Gordonsville, Va.)*".

Issued in Washington, D.C., on August 12, 1959.

GEORGE S. CASSADY,  
Acting Director,  
Bureau of Air Traffic Management.

[F.R. Doc. 59-6849; Filed, Aug. 18, 1959;  
8:45 a.m.]

## [ 14 CFR Parts 600, 601 ]

[Airspace Docket 59-WA-101]

### FEDERAL AIRWAYS AND CONTROL AREAS

#### Extension of Federal Airway and Associated Control Areas

Pursuant to the authority delegated to me by the Administrator (§ 409.13, 24 F.R. 3499), notice is hereby given that the Federal Aviation Agency is considering an amendment to §§ 600.6454 and 601.6454 of the regulations of the Administrator, as hereinafter set forth.

VOR Federal airway No. 454 presently extends from Evergreen, Ala., to Charlotte, N.C. The Federal Aviation Agency has under consideration extending Victor airway No. 454 from Charlotte, N.C., to Lawrenceville, Va., via the proposed

Liberty N.C., VOR to be installed at latitude 35°48'18", longitude 79°37'21" and scheduled for commissioning on January 1, 1960. Victor 454 will provide a dual airway system from Evergreen, Ala., to Lawrenceville, Va., paralleling VOR Federal airway No. 20 and would relieve the traffic congestion presently existing on Victor 20. If such action is taken VOR Federal airway No. 454 and its associated control areas, would extend from Evergreen, Ala., to Lawrenceville, Va.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Regional Administrator, Federal Aviation Agency, P.O. Box 1689, Fort Worth 1, Tex. All communications received within thirty days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Administrator, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room B-316, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Administrator.

This amendment is proposed under sections 307(a) and 313(a) of the Federal Aviation Act of 1958 (72 Stat. 749, 752; 49 U.S.C. 1348, 1354).

In consideration of the foregoing, it is proposed to extend VOR Federal airway No. 454 by amending §§ 600.6454 (24 F.R. 2646) and 601.6454 (24 F.R. 2649) as follows:

1. In § 600.6454 VOR Federal airway No. 454 (*Evergreen, Ala., to Charlotte, N.C.*):

a. Delete "*(Evergreen, Ala., to Charlotte, N.C.)*" and substitute therefor "*(Evergreen, Ala., to Lawrenceville, Va.)*".

b. Delete "to the Charlotte, N.C., VOR" and substitute therefor "Charlotte, N.C., VOR; Liberty, N.C., VOR; to the Lawrenceville, Va., VOR."

2. In § 601.6454 VOR Federal airway No. 454 control areas (*Evergreen, Ala., to Charlotte, N.C.*), delete "*(Evergreen, Ala., to Charlotte, N.C.)*" and substitute therefor "*(Evergreen, Ala., to Lawrenceville, Va.)*".

Issued in Washington, D.C., on August 12, 1959.

GEORGE S. CASSADY,  
Acting Director,  
Bureau of Air Traffic Management.

[F.R. Doc. 59-6850; Filed, Aug. 18, 1959;  
8:45 a.m.]

# SECURITIES AND EXCHANGE COMMISSION

[ 17 CFR Part 240 ]

## FORMS FOR CURRENT REPORTS

### Notice of Proposed Rule Making

The Securities and Exchange Commission today announced a further ex-

tension of time, from August 17, 1959 to September 17, 1959, within which comments may be submitted with respect to the proposed amendments to Form 8-K (§ 249.308), the form prescribed for current reports filed pursuant to sections 13 and 15(d) of the Securities Exchange Act of 1934.

The Commission previously extended the time for submitting such comments from July 15, 1959 to August 17, 1959. The further extension was granted at the

request of persons who stated that they would not be able to complete their study of the proposed amendments and submit their comments thereon by August 17, 1959.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,

Secretary.

AUGUST 11, 1959.

[F.R. Doc. 59-6873; Filed, Aug. 18, 1959; 8:49 a.m.]

## NOTICES

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

[Bureau Order 551, Amdt. 55]

### CHIEF, BRANCH OF RELOCATION SERVICES

#### Redelegation of Authority

Section 2 of Bureau Order 551, as amended, is further amended by addition of a new paragraph (c), to read as follows:

SEC. 2. *Authority of Central Office Personnel.* \* \* \*

(c) The Chief, Branch of Relocation Services, and any person designated to act in his place during his absence, may exercise any and all authority of the Commissioner in the supervision, direction and operation of Field Relocation Offices, but in no instance should the redelegation involve major policy matters.

GLENN L. EMMONS,  
Commissioner.

AUGUST 13, 1959.

[F.R. Doc. 59-6859; Filed, Aug. 18, 1959; 8:47 a.m.]

### Bureau of Land Management

[Document 210]

### ARIZONA

#### Notice of Proposed Withdrawal and Reservation of Lands

The U.S. Army, Corps of Engineers, has filed an application, Serial No. AR-020385, for the withdrawal of lands as described below from all forms of appropriation including the mining and mineral leasing laws.

The applicant desires the lands for military purposes in connection with the Williams Bombing and Gunnery Range.

For a period of thirty (30) days from the date of publication of this notice, persons having cause may present their objections in writing to the undersigned official of the Bureau of Land Management, Department of the Interior, P.O. Box 148, Phoenix, Arizona.

If circumstances warrant it, a public hearing will be held at a convenient time and place which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

GILA AND SALT RIVER MERIDIAN

ARIZONA

T. 9 S., R. 18 W.,

Sec. 28: NE $\frac{1}{4}$ NW $\frac{1}{4}$ .

T. 9 S., R. 19 W.,

Sec. 27: W $\frac{1}{2}$ SW $\frac{1}{4}$ .

Area: 120 Acres

MARTIN W. BUZAN,  
Acting State Supervisor.

JULY 28, 1959.

[F.R. Doc. 59-6865; Filed, Aug. 18, 1959; 8:48 a.m.]

[Document 211; Classification 67]

### ARIZONA

#### Small Tract Classification

1. Pursuant to authority delegated to me by Bureau Order No. 541, dated April 21, 1954 (19 F.R. 2473), I hereby classify the following described public lands, totaling 646.80 acres in Navajo County, Arizona, as suitable for lease and/or sale for residence purposes under the Small Tract Act of June 1, 1938 (52 Stat. 609, 43 U.S.C. 682a), as amended.

GILA AND SALT RIVER MERIDIAN

T. 13 N., R. 21 E.,

Sec. 30: Lots 1 through 13 and NE $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ .

Containing 646.80 acres.

2. Classification of the above-described lands by this order segregates them from all appropriations, including locations under the mining laws, except as to applications under the mineral leasing laws.

3. The lands classified by this order shall not become subject to application under the Small Tract Act of June 1, 1938 (52 Stat. 609; 43 U.S.C. 682a), as amended until it is so provided by an order to be issued by an authorized officer, opening the lands to application or bid with a preference right to veterans of World War II and of the Korean Conflict and other qualified persons entitled

to preference under the act of September 27, 1944 (58 Stat. 497; 43 U.S.C. 279-284), as amended.

4. There are no preference right applications filed under the provisions of 43 CFR 257.5(a).

E. I. ROWLAND,  
State Supervisor.

AUGUST 10, 1959.

[F.R. Doc. 59-6866; Filed, Aug. 18, 1959; 8:48 a.m.]

### Bureau of Mines

[Supplement-Release 16]

### DIVISION OF ADMINISTRATION; BU- REAU OF MINES MANUAL IN- STRUCTIONS

#### Redelegations of Authority To Execute Contracts

Paragraph 205.2.4, *Property Management-General*, Subparagraph A, *Redelegations of authority to execute contracts*.

(1) In accordance with the provisions of subparagraph 205.2.4A(3) of Region III, Release No. 16, Bureau of Mines Manual, the following officials of the Office of Administration, Region III, Bureau of Mines, may, subject to the limitations herein prescribed, execute and approve contracts and purchase orders for equipment, supplies, or services, including maintenance and repairs in conformity with applicable regulations and statutory requirements, except that contracts and purchase orders in the following categories require approval by the Regional Director, Region III, or the Director, Bureau of Mines:

- (a) Any for more than \$10,000.
- (b) Purchase of land.
- (c) Printing and binding in excess of \$500.
- (d) Automobiles and trucks.
- (e) Microfilming equipment and services over \$100.
- (f) Construction.
- (g) Alterations and repairs to buildings in excess of \$2,500.
- (h) Drilling.
- (i) Working fund and reimbursable agreements with other Government agencies.

(j) Cooperative agreements on research programs.

(k) Office furniture and machines.

Procurement and Supply Officer, Region III, Denver, Colorado

T. A. CHRISTENSEN,  
Chief, Division of Administration,  
Region III.

Approved: August 7, 1959.

J. H. EAST, Jr.,  
Regional Director, Region III.

[F.R. Doc. 59-6867; Filed, Aug. 18, 1959;  
8:48 a.m.]

[Supplement—Release 3]

## GRAND FORKS LIGNITE RESEARCH LABORATORY; BUREAU OF MINES MANUAL INSTRUCTIONS

### Redelegations of Authority To Execute Contracts

Paragraph 205.2.4, *Property Management-General*, Subparagraph A, *Redelegation of authority to execute contracts*. (1) In accordance with the provisions of subparagraph M205.2.4A (4) of the Bureau of Mines Manual, the following officials of Region III, Bureau of Mines, may, subject to the limitations herein prescribed, execute and approve contracts and purchase orders for equipment, supplies, or services, including maintenance and repairs in conformity with applicable regulations and statutory requirements, except that contracts and purchase orders in the following categories require approval by the Regional Director, Region III, or the Director, Bureau of Mines (see subparagraph M205.2.4A(1)):

- (a) Any for more than \$500.
- (b) Purchase of land.
- (c) Printing and binding.
- (d) Automobiles and trucks.
- (e) Microfilm equipment and services over \$100.
- (f) Construction.
- (g) Alterations and repairs to buildings in excess of \$500.
- (h) Drilling.
- (i) Working fund and reimbursable agreements with other Government agencies.
- (j) Cooperative agreements on research programs.
- (k) Office furniture and machines.

Administrative Assistant, Grand Forks  
Lignite Research Laboratory

(2) Change orders and extra work orders: With respect to any contract (including a contract approved by the Director or the Regional Director, Region III) the officials mentioned above may, up to \$500, issue change orders and extra work orders pursuant to the contract, enter into any modifications and amendments of the contract which are legally permissible, and terminate the

contract if such action is legally authorized.

JAMES L. ELDER,  
Superintendent, Grand Forks  
Lignite Research Laboratory,  
Region III.

Approved: August 7, 1959.

J. H. EAST, Jr.,  
Regional Director, Region III.

[F.R. Doc. 59-6868; Filed, Aug. 18, 1959;  
8:48 a.m.]

[Supplement—Release 3]

## DIVISION OF MINERAL RESOURCES; BUREAU OF MINES MANUAL IN- STRUCTIONS

### Redelegations of Authority To Execute Contracts

Paragraph 205.2.4, *Property Management-General*, Subparagraph A, *Redelegations of Authority to Execute Contracts*. (1) In accordance with the provisions of subparagraph M205.2.4A (4) of the Bureau of Mines Manual, the following officials of Region III, Bureau of Mines, may, subject to the limitations herein prescribed, execute and approve contracts and purchase orders for equipment, supplies, or services, including maintenance and repairs in conformity with applicable regulations and statutory requirements, except that contracts and purchase orders in the following categories require approval by the Chief, Division of Mineral Resources, or the Regional Director, Region III, or the Director, Bureau of Mines (see subparagraph M205.2.4A(1)):

- (a) Any for more than \$500
- (b) Purchase of land
- (c) Printing and binding
- (d) Automobiles and trucks
- (e) Microfilm equipment and services
- (f) Construction
- (g) Alterations and repairs to buildings
- (h) Drilling
- (i) Working fund and reimbursable agreements with other Government agencies
- (j) Cooperative agreements on research programs
- (k) Office furniture and machines

Projects Coordinator, Tucson Field  
Office

Projects Coordinator, Salt Lake City  
Field Office

Designated engineers in charge of field projects; provided that under this subparagraph the fiscal limitation of item (a) shall be \$100 restricted to Field Purchase Orders or cash purchases.

ROBERT W. GEEHAN,  
Chief, Division of Mineral  
Resources, Region III.

Approved: August 7, 1959.

J. H. EAST, Jr.,  
Regional Director, Region III.

[F.R. Doc. 59-6869; Filed, Aug. 18, 1959;  
8:48 a.m.]

[Supplement—Release 3]

## LARAMIE PETROLEUM RESEARCH CENTER; BUREAU OF MINES MAN- UAL INSTRUCTIONS

### Redelegations of Authority To Execute Contracts

Paragraph 205.2.4, *Property Management-General*, Subparagraph A, *Redelegation of authority to execute contracts*. (1) In accordance with the provisions of subparagraph M205.2.4A(4) of the Bureau of Mines Manual, the following officials of Region III, Bureau of Mines, may, subject to the limitations herein prescribed, execute and approve contracts and purchase orders for equipment, supplies, or services, including maintenance and repairs in conformity with applicable regulations and statutory requirements, except that contracts and purchase orders in the following categories require approval by the Regional Director, Region III, or the Director, Bureau of Mines (see subparagraph M205.2.4A(1)):

- (a) Any for more than \$500.
- (b) Purchase of land.
- (c) Printing and binding.
- (d) Automobiles and trucks.
- (e) Microfilm equipment and services over \$100.
- (f) Construction.
- (g) Alterations and repairs to buildings in excess of \$500.
- (h) Drilling.
- (i) Working fund and reimbursable agreements with other Government agencies.
- (j) Cooperative agreements on research programs.
- (k) Office furniture and machines.

Superintendent, Laramie Petroleum Re-  
search Center Administrative Assist-  
ant, Rifle Oil-Shale Project

(2) Change orders and extra work orders: With respect to any contract (including a contract approved by the Director or the Regional Director, Region III) the officials mentioned above may, up to \$500, issue change orders and extra work orders pursuant to the contract, enter into any modifications and amendments of the contract which are legally permissible, and terminate the contract if such action is legally authorized.

HAROLD M. THORNE,  
Research Director, Laramie Pe-  
troleum Research Center,  
Region III.

Approved: August 7, 1959.

J. H. EAST, Jr.,  
Regional Director, Region III.

[F.R. Doc. 59-6870; Filed, Aug. 18, 1959;  
8:48 a.m.]

[Supplement—Release 3]

## DENVER MINING RESEARCH CENTER; BUREAU OF MINES MANUAL IN- STRUCTIONS

### Redelegations of Authority To Execute Contracts

Paragraph 205.2.4, *Property Manage-  
ment-General*, Subparagraph A, *Redele-*

gation of Authority to execute contracts.

(1) In accordance with the provisions of subparagraph M205.2.4A(4) of the Bureau of Mines Manual, the following officials of Region III, Bureau of Mines, may, subject to the limitations herein prescribed, execute and approve contracts and purchase orders for equipment, supplies, or services, including maintenance and repairs in conformity with applicable regulations and statutory requirements, except that contracts and purchase orders in the following categories require approval by the Research Director, Denver Mining Research Center, or the Regional Director, Region III, or the Director, Bureau of Mines (see subparagraph M205.2.4A(1)):

- (a) Any for more than \$500.
- (b) Purchase of land.
- (c) Printing and binding.
- (d) Automobiles and trucks.
- (e) Microfilm equipment and services.
- (f) Construction.
- (g) Alterations and repairs to buildings.
- (h) Drilling.
- (i) Working fund and reimbursable agreements with other Government agencies.
- (j) Cooperative agreements on research programs.
- (k) Office furniture and machines.

Projects Coordinator, Tucson Field Office

Designated engineers in charge of field projects; provided that under this subparagraph the fiscal limitation of item (a) shall be \$100 restricted to Field Purchase Orders or cash purchases.

JOHN F. SHAW,  
Research Director, Denver Mining  
Research Center, Region III.

Approved: August 7, 1959.

J. H. EAST, Jr.,  
Regional Director, Region III.

[F.R. Doc. 59-6871; Filed, Aug. 18, 1959;  
8:48 a.m.]

[Supplement—Release 3]

**SALT LAKE CITY METALLURGY RESEARCH CENTER; BUREAU OF MINES MANUAL INSTRUCTIONS**

**Redelegations of Authority To Execute Contracts**

Paragraph 205.2.4, *Property Management-General*, Subparagraph A, Redlegation of authority to execute contracts. (1) In accordance with the provisions of subparagraph M205.2.4A(4) of the Bureau of Mines Manual, the following officials of Region III, Bureau of Mines, may, subject to the limitations herein prescribed, execute and approve contracts and purchase orders for equipment, supplies, or services, including maintenance and repairs in conformity with applicable regulations and statutory requirements, except that contracts and purchase orders in the following categories require approval by the Regional Director, Region III, or the Director, Bureau of Mines (see subparagraph M205.2.4A(1)):

- (a) Any for more than \$500.
  - (b) Purchase of land.
  - (c) Printing and binding.
  - (d) Automobiles and trucks.
  - (e) Microfilm equipment and services over \$100.
  - (f) Construction.
  - (g) Alterations and repairs to buildings in excess of \$500.
  - (h) Drilling.
  - (i) Working fund and reimbursable agreements with other Government agencies.
  - (j) Cooperative agreements on research programs.
  - (k) Office furniture and machines.
- Superintendent, Salt Lake City  
Metallurgy Research Center
- Administrative Officer, Salt Lake City  
Metallurgy Research Center
- Project Coordinator, Rapid City  
Research Laboratory
- Project Coordinator, Rapid City  
Metallurgy Research Laboratory
- (2) Change orders and extra work orders: With respect to any contract (including a contract approved by the Director or the Regional Director, Region III) the officials mentioned above may, up to \$500, issue change orders and extra work orders pursuant to the contract, enter into any modifications and amendments of the contract which are legally permissible, and terminate the contract if such action is legally authorized.

J. BRUCE CLEMMER,  
Research Director,  
Salt Lake City Metallurgy  
Research Center, Region III.

Approved: August 7, 1959.

J. H. EAST, Jr.,  
Regional Director, Region III.

[F.R. Doc. 59-6872; Filed, Aug. 18, 1959;  
8:48 a.m.]

**Geological Survey**

**CALIFORNIA, MISSISSIPPI, MONTANA, NEW MEXICO, UTAH, WYOMING**

**Definition of Known Geologic Structures of Producing Oil and Gas Fields**

Former paragraph (c) of § 227.0, Part 227, Title 30, Chapter II Code of Federal Regulation (1947 Supp.), codification of which has been discontinued by a document published in Part II of the FEDERAL REGISTER dated December 31, 1948, is hereby supplemented by the addition of the following list of structures defined effective as of the dates shown.

Name of field, Effective date, Acreage		
(1) CALIFORNIA		
Buena Vista Hills (Revision), June 24, 1959-----	26,287	
Metson, May 25, 1959-----	320	
Russell Ranch (Revision), March 30, 1959-----	2,748	
Santiago (Revision), March 30, 1959--	670	

(4a) MISSISSIPPI	
Diamond, April 8, 1959-----	1,258
(4) MONTANA	
Blackfoot, May 20, 1959-----	995
Bradley, May 20, 1959-----	800
Cobb, July 23, 1959-----	2,400
Cut Bank (Revision), April 29, 1959-----	120,941
Darling (Revision), July 23, 1959--	3,801
Red Creek, May 20, 1959-----	2,481
(5) NEW MEXICO	
Bisti (Revision), May 4, 1959-----	64,414
Gallegos (Revision), April 20, 1959-----	20,801
Horseshoe Canyon, May 7, 1959--	10,888
Milnesand, May 25, 1959-----	2,111
San Jaun, June 11, 1959-----	1,715,907
(8) UTAH	
Red Wash, May 25, 1959-----	32,275
(9) WYOMING	
Coyote Creek, May 14, 1959-----	1,965
Donkey Creek (Revision), April 9, 1959-----	3,714
Fiddler Creek (Revision), April 3, 1959-----	12,440
Kara, May 14, 1959-----	1,200
Mush Creek-Skull Creek (Rev.), April 2, 1959-----	20,228
North Skull Creek (Revision), March 30, 1959-----	1,760
Robinson Ranch, May 14, 1959--	260

ARTHUR A. BAKER,  
Acting Director.

AUGUST 13, 1959.

[F.R. Doc. 59-6888; Filed, Aug. 18, 1959;  
8:51 a.m.]

**DEPARTMENT OF STATE**

[Delegation of Authority 85-7; Public  
Notice 164]

**ADMINISTRATION OF MUTUAL SECURITY ACT OF 1954 AND DELEGATION OF CERTAIN RELATED FUNCTIONS**

By virtue of the authority vested in me by Executive Order No. 10575, as amended, the Mutual Security Act of 1954 (68 Stat. 832), as amended, Public Law 86-117 (73 Stat. 265), section 4 of the Act of May 26, 1949 (63 Stat. 111, 5 U.S.C. 151c), as amended, and as Secretary of State, Delegation of Authority No. 85 of June 30, 1955 (20 F.R. 4825), as heretofore amended, is amended as follows:

1. Section 2a is amended by substituting a semicolon for the period at the end of subparagraph (8) and by adding the following new subparagraph (9):

(9) The function of directing and supervising the Development Loan Fund.

2. Sections 2b and 2c are redesignated sections 2c and 2d respectively, and the following new section 2b is inserted:

b. The Under Secretary of State, or, in his absence, disability, or if he is on leave, such person as he shall designate, is designated Chairman and Member of the Board of Directors of the Development Loan Fund, and shall carry out the functions related thereto.

Dated: July 30, 1959.

[SEAL] CHRISTIAN A. HERTER,  
Secretary of State.

[F.R. Doc. 59-6874; Filed, Aug. 18, 1959;  
8:49 a.m.]

# DEPARTMENT OF THE TREASURY

## Internal Revenue Service

[Delegation Order 66, Amdt. 1; Chief Counsel's Order No. 1958-11, Amdt. 1]

### AUTHORITIES OF REGIONAL APPELLATE DIVISION AND OF REGIONAL COUNSEL IN PROTESTED CASES AND IN TAX COURT CASES

#### Delegation Order

August 4, 1959.

Paragraph 3(a) of Delegation Order No. 66, Chief Counsel's Order No. 1958-11, dated August 6, 1958, published at 23 F.R. 6531, is amended by inserting "income, profits, estate, or gift tax" immediately after the word "any."

Effective date: August 4, 1959.

[SEAL] CHARLES I. FOX,  
Acting Commissioner.  
ARCH M. CANTRALL,  
Chief Counsel.

[F.R. Doc. 59-6887; Filed, Aug. 18, 1959; 8:51 a.m.]

## FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 13086-13088; FCC 59M-1041]

### BEACON BROADCASTING SYSTEM, INC., ET AL.

#### Order Scheduling Hearing

In re applications of Beacon Broadcasting System, Inc., Grafton-Cedarburg, Wisconsin, Docket No. 13086, File No. BP-10518; American Broadcasting Stations, Inc. (KWMT), Fort Dodge, Iowa, Docket No. 13087, File No. BP-12201; Suburban Broadcasting Co., Inc., Jackson, Wisconsin, Docket No. 13088, File No. BP-12802; for construction permits.

It is ordered, This 10th day of August 1959, that Forest L. McClenning will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on October 15, 1959, in Washington, D.C.

Released: August 13, 1959.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] MARY JANE MORRIS,  
Secretary.

[F.R. Doc. 59-6891; Filed, Aug. 18, 1959; 8:51 a.m.]

[Docket No. 13010 etc.; FCC 59M-1040]

### MID-AMERICA BROADCASTING SYSTEM, INC., ET AL.

#### Order Scheduling Hearing

In re applications of Mid-America Broadcasting System, Inc., Highland Park, Illinois, Docket No. 13010, File No. BP-11689; et al., Docket Nos. 13011, 13012, 13013, 13014, 13015, 13016, 13017,

13018, 13019, 13020, 13021, 13022, 13023, 13024, 13025, 13026, 13027, 13028, 13029, 13030, 13031, 13032, 13033, 13034, 13035, 13036, 13037, 13038, 13039, 13040, 13041, 13042, 13043, 13044, 13045, 13046, 13047, 13048, 13049, 13050, 13051, 13052, 13053; for construction permits.

It is ordered, This 10th day of August 1959, that Herbert Sharfman will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on November 23, 1959, in Washington, D.C.

Released: August 13, 1959.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] MARY JANE MORRIS,  
Secretary.

[F.R. Doc. 59-6892; Filed, Aug. 18, 1959; 8:51 a.m.]

[Docket No. 13089 etc.; FCC 59M-1042]

### TIFFIN BROADCASTING CO.

#### Order Scheduling Hearing

In re applications of William E. Bennis, Jr., & Barbara Bennis d/b as Tiffin Broadcasting Company, Tiffin, Ohio, et al., Docket No. 13089, File No. BP-11392; Docket Nos. 13090, 13091, 13092, 13093, 13094, 13095, 13096, 13097, 13098, 13099, 13100, 13101, 13102, 13103, 13104, 13105, 13106, 13107, 13108, 13109, 13110, 13111, 13112, 13113, 13114, 13115, 13116, 13117, 13118, 13119, 13120, 13121, 13122, 13123, 13124, 13125, 13126, 13127, 13128, 13129, 13130, 13131, 13132, 13133, 13134, 13135, 13136, 13137, 13138, 13139, 13140, 13141, 13142, 13143, 13144, 13145, 13146, 13147; for construction permits.

It is ordered, This 10th day of August 1959, that Charles J. Frederick will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on November 23, 1959, in Washington, D.C.

Released: August 14, 1959.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] MARY JANE MORRIS,  
Secretary.

[F.R. Doc. 59-6893; Filed, Aug. 18, 1959; 8:52 a.m.]

[Docket Nos. 13089-13147; FCC 59-861]

### TIFFIN BROADCASTING CO. ET AL.

#### Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of William E. Bennis, Jr. & Barbara Bennis d/b as Tiffin Broadcasting Company, Tiffin, Ohio, requests 1240 kc, 100 w, U, Docket No. 13089, File No. BP-11392; Fredericksburg Broadcasting Corporation (WFVA), Fredericksburg, Virginia, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13090, File No. BP-11550; Herman E. Sayger, tr/as Sayger Broadcasting Company, Tiffin, Ohio, requests

1250 kc, 500 w, 1 kw-LS, DA-2, U, Docket No. 13091, File No. BP-11673; WFGP, Inc., Toms River, New Jersey, requests 1230 kc, 100 w, U, Docket No. 13092, File No. BP-11740; Easton Publishing Company (WEEH), Easton, Pennsylvania, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, DA-D, U, Docket No. 13093, File No. BP-11779; Lamar A. Newcomb (WFAX), Falls Church, Virginia, has 1220 kc, 1 kw, Day, requests 1220 kc, 5 kw, Day, Docket No. 13094, File No. BP-11956; Francis J. Matrangola (WCMC), Wildwood, New Jersey, has 1230 kc, 100 w, U, requests 1230 kc, 250 w, U, Docket No. 13095, File No. BP-11982; Erwin C. Pond, Raymond Belcher, John M. Litt, Dale A. Engel, Warren E. Ferris and Claire Flanders, d/b as Voice of Dowagiac, Dowagiac, Michigan, requests 1240 kc, 250 w, U, Docket No. 13096, File No. BP-11994;

WBIR, Inc. (WBIR), Knoxville, Tennessee, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13097, File No. BP-12176; WBC, Incorporated, Louisville, Kentucky, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13098, File No. BP-12204; Keystone Broadcasting Corporation (WKBO), Harrisburg, Pennsylvania, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13099, File No. BP-12215; Hagerstown Broadcasting Company (WJEJ), Hagerstown, Maryland, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13100, File No. BP-12289; Milton Maltz and Robert G. Wright, d/b as Malrite Broadcasting Company, Norwalk, Ohio, requests 1240 kc, 100 w, U, Docket No. 13101, File No. BP-12316; Iowa Great Lakes Broadcasting Company (KICD), Spencer, Iowa, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13102, File No. BP-12386; Westchester Broadcasting Corporation (WFAS), White Plains, New York, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13103, File No. BP-12387; Leroy Bremmer, Dorothy Bremmer and John F. Moore, d/b as Ocean County Broadcasters, Toms River, New Jersey, requests 1230 kc, 100 w, U, Docket No. 13104, File No. BP-12390;

E. Anthony & Sons, Inc. (WCOB), West Yarmouth, Massachusetts, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13105, File No. BP-12432; WBVP, Inc. (WBVP), Beaver Falls, Pennsylvania, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13106, File No. BP-12443; The Maryland Broadcasting Company (WITH), Baltimore, Maryland, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13107, File No. BP-12451; Harlan Murrelle and Associates, Harlan G. Murrelle, President, Lakewood, New Jersey, requests 1230 kc, 100 w, U, Docket No. 13108, File No. BP-12466; Mahoning Valley Broadcasting Corporation (WBBW), Youngstown, Ohio, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13109, File No. BP-12474; Scripps-Howard Radio, Inc. (WCPD), Cincinnati, Ohio, has 1230 kc, 250 w, U, re-



quests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13110, File No. BP-12490; Norfolk Broadcasting Corporation (WNOR), Norfolk, Virginia, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13111, File No. BP-12491; Twin City Broadcasting Company, Inc. (WCOU), Lewiston, Maine, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13112, File No. BP-12495; Petersburg Broadcasting Company, Inc. (WSSV), Petersburg, Virginia, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13113, File No. BP-12497;

WSBC Broadcasting Co. (WSBC), Chicago, Illinois, has 1240 kc, 250 w, S.H., requests 1240 kc, 250 w, 1 kw-LS, S.H., Docket No. 13114, File No. BP-12503; The Shore Broadcasting Company (WCEM), Cambridge, Maryland, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13115, File No. BP-12525; North Shore Broadcasting Corporation (WESX), Salem, Massachusetts, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13116, File No. BP-12553; The Oneida Broadcasting Company (WOBT), Rhinelander, Wisconsin, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13117, File No. BP-12606; Century Broadcasting Corporation (WCRO), Johnstown, Pennsylvania, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13118, File No. BP-12608; Ishpeming Broadcasting Company (WJPD), Ishpeming, Michigan, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13119, File No. BP-12621; Cornbelt Broadcasting Corporation (KFOR), Lincoln, Nebraska, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13120, File No. BP-12697; Eastern Radio Corporation (WHUM), Reading, Pennsylvania, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13121, File No. BP-12707;

James Broadcasting Company, Incorporated (WJTN), Jamestown, New York, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13122, File No. BP-12719; Elmira Star-Gazette, Inc. (WENY), Elmira, New York, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13123, File No. BP-12734; Norwalk Broadcasting, Inc., Norwalk, Ohio, requests 1240 kc, 100 w, U, Docket No. 13124, File No. BP-12741; Gordon P. Brown tr/as Niagara Broadcasting System (WNIA), Cheektowaga, New York, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13125, File No. BP-12751; Woonsocket Broadcasting Company (WWON), Woonsocket, Rhode Island, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13126, File No. BP-12761; Southeastern Broadcasting Co. Inc. (WSFC), Somerset, Kentucky, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13127, File No. BP-12772; Capital Broadcasting Company (KWOS), Jefferson City, Missouri, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13128, File No. BP-12786; Long Island's First Station, Inc. (WGBB), Freeport, New York,

has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13129, File No. BP-12815; WTAX, Incorporated (WTAX), Springfield, Illinois, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13130, File No. BP-12819;

WJMC, Incorporated (WJMC), Rice Lake, Wisconsin, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13131, File No. BP-12831; Bloomington Broadcasting Corporation (WJBC), Bloomington, Illinois, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13132, File No. BP-12835; Eastern States Broadcasting Corporation (WSNJ), Bridgeton, New Jersey, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13133, File No. BP-12908; Granite City Broadcasting Company (WJON), St. Cloud, Minnesota, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13134, File No. BP-12935; Altoona Trans-Audio Corporation, Inc. (WRTA), Altoona, Pennsylvania, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13135, File No. BP-12973; Standard Tobacco Company (WFTM), Maysville, Kentucky, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13136, File No. BP-12986; Southeastern Ohio Broadcasting System, Incorporated (WHIZ), Zanesville, Ohio, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13137, File No. BP-13029; Southern Wisconsin Radio, Inc. (WCLO), Janesville, Wisconsin, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13138, File No. BP-13048; Marshall Electric Company (KFJB), Marshalltown, Iowa, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13139, File No. BP-13086;

Anderson Broadcasting Corporation (WHBU), Anderson, Indiana, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13140, File No. BP-13089; Morristown Broadcasting Corporation (WMTR), Morristown, New Jersey, has 1250 kc, 1 kw, Day, requests 1250 kc, 5 kw, DA-Day, Docket No. 13141, File No. BP-13090; Nicholas J. Zaccagnino, tr/as Radio Toms River, Toms River, New Jersey, request 1230 kc, 100 w, U, Docket No. 13142, File No. BP-13138; New England Broadcasting Company (WNEB), Worcester, Massachusetts, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13143, File No. BP-13143; WQUA, Inc. (WQUA), Moline, Illinois, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13144, File No. BP-13151; KODY, Inc. (KODY), North Platte, Nebraska, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13145, File No. BP-13152; Wapello County Broadcasting Company (KBIZ), Ottumwa, Iowa, has 1240 kc, 250 w, U, requests 1240 kc, 250 w, 1 kw-LS, U, Docket No. 13146, File No. BP-13154; Air Trails, Inc. (WCOL), Columbus, Ohio, has 1230 kc, 250 w, U, requests 1230 kc, 250 w, 1 kw-LS, U, Docket No. 13147, File No. BP-13155; for construction permits.

At a session of the Federal Communications Commission held at its offices in

Washington, D.C., on the 1st day of August 1959;

The Commission having under consideration the above-captioned and described applications;

It appearing that except as indicated by the issues specified below, each of the applicants is legally, technically, financially and otherwise qualified to construct and operate its instant proposal, with the exceptions that Ocean County Broadcasters (BP-12390), Harlan Murrelle and Associates, (BP-12466), and KODY, Inc. (BP-13152) may not be financially qualified; and

It further appearing that pursuant to section 309(b) of the Communications Act of 1934, as amended, the Commission, in a letter dated July 8, 1959, and incorporated herein by reference, notified the instant applicants, and any other known parties in interest, of the grounds and reasons for the Commission's inability to make a finding that a grant of any one of the applications would serve the public interest, convenience, and necessity; and that a copy of the aforementioned letter is available for public inspection at the Commission's offices; and

It further appearing that the applicants' replies to the aforementioned letter have not entirely eliminated the grounds and reasons precluding a grant of any one of the applications herein and requiring an evidentiary hearing on the issues hereinafter specified; and

It further appearing that, in an amendment filed on July 28, 1959, WBIR, Inc. (BP-12176) submitted photographs which indicate the existence of a stand-pipe of unspecified type and proximity near the WBIR antenna; and that no information has been submitted regarding the possible adverse affect of the said pipe on the operation of the WBIR proposed antenna; and

It further appearing that the showing made by Eastern States Broadcasting Corporation (BP-12908) is not adequate to establish that 25 mv/m contour overlap does not obtain with Station WDWL, Vineland, New Jersey; that the showing made by Woonsocket Broadcasting Company is not adequate to establish that 2 and 25 mv/m contour overlap does not obtain with Station WRIB, Providence, Rhode Island; that Figure M-3 conductivities, used by each of the said applicants, are not sufficiently accurate for the short distances involved to establish the lack of such overlap; and that, therefore, pertinent field intensity measurements must be submitted by both applicants to establish that such overlap, as precluded by § 3.37 of the Commission rules, would not occur; and

It further appearing that Westchester Broadcasting Corporation (BP-12387), in its reply to the Commission's above-referenced letter, requested that there be included in the hearing a comparative issue on the programming of each instant proposal, but that we believe such an issue would serve no useful purpose in view of the interlinking status of the proposals herein, with the result that many proposals involve no direct conflict with others; and that the issue, therefore, should not be included; and

It further appearing that Ocean County Broadcasters (BP-12390) requests an extension of 30 days in which to reply to the Commission's above-referenced letter; but that the orderly dispatch of the Commission's business and the equities of the other applicants herein require that the instant applications be designated without delay; and that, therefore, the request should be denied; and

It further appearing that WWCO, Incorporated, The Tower Realty Company, and Hibbing Broadcasting Company request that their applications for increases in power, which have been or will be filed, be consolidated in a hearing ordered on the above-captioned applications; but that the requests should be denied because none of the said applications is timely filed, pursuant to the provisions of § 1.106 of the Commission rules, for consolidation in the hearing ordered below; and

It further appearing that in a letter filed on July 14, 1959, Rossmoyne Corporation, licensee of Station WCMB, Harrisburg, Pennsylvania, submitted measurements, which, while not in accordance with the Commission rules, tend to indicate that the antennas of the existing operations of WHGB, Harrisburg, Pa. (1400 kc, 250 w, U) and WKBO, Harrisburg, Pa. (1230 kc, 250 w, U) interact in such a manner as to produce serious distortion of the nominally omnidirectional radiation characteristics of each and contended that each station, if permitted to increase power to 1 kilowatt with rooftop antennas, would further aggravate an already serious condition with respect to causing interference to WCMB by virtue of cross-modulation effects; that WCMB contends WKBO and WHGB "attempt to sell the idea that they are 'louder' than WCMB \* \* \*" because the "blanket area" is in downtown Harrisburg; that WCMB would be economically injured and aggrieved by a grant of the WKBO application; and that WCMB should be made a party to a hearing on the WKBO application to show that the public interest would not be served by waivers of §§ 3.188(d) and 3.28(c) of the Commission rules; but that we believe the matter here complained of by WCMB would be properly disposed of by a condition that, in the event of a grant of the WKBO application, the permittee shall be responsible for the installation and adjustment of necessary equipment to prevent adverse effects on WCMB due to cross-modulation or signal reradiation; and that WCMB's request that it be made a party to the hearing ordered below should, therefore, be denied; and further, that WKBO will cooperate with WHGB in eliminating the aforementioned interference problems; and

It further appearing that a substantial question obtains as to whether the WKBO radiation pattern is distorted to the extent that the interference to other facilities may be greater than would otherwise be expected from the proposed omnidirectional operation; and that, therefore, it is necessary that WKBO submit field intensity measurement data, made in accordance with Commission

rules to establish the correct existing and proposed radiation; and

It further appearing that after consideration of the foregoing and the applicants' replies, the Commission is still unable to make the statutory finding that a grant of the applications would serve the public interest, convenience, and necessity; and is of the opinion that the applications must be designated for hearing in a consolidated proceeding on the issues specified below;

It is ordered, That, pursuant to section 309(b) of the Communications Act of 1934, as amended, the instant applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent Order, upon the following issues:

1. To determine the areas and populations which would receive new primary service from each of the instant proposals for a broadcast station, and the availability of other primary service to such areas and populations.

2. To determine the areas and populations which may be expected to gain or lose primary service from each of the instant proposals for a change in the facilities of an existing broadcast station and the availability of other primary service to such areas and populations.

3. To determine the nature and extent of the interference, if any, that each of the instant proposals would cause to and receive from each other and all other existing standard broadcast stations, the areas and populations affected thereby, and the availability of other primary service to the areas and populations involved in the interference between the proposals.

4. To determine whether the interference received from any of the other proposals herein and any existing stations would affect more than ten percent of the population within the normally protected primary service area of any one of the instant proposals in contravention of § 3.28(c) (3) of the Commission rules and, if so, whether circumstances exist which would warrant a waiver of said Section.

5. To determine whether the following proposals would involve objectionable interference with the existing stations indicated below, or any other existing standard broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other primary service to such areas and populations.

Proposal	Existing Stations
BP-11392...	WHIZ, Zanesville, Ohio.
BP-11550...	WFAX, Falls Church, Va.
	WITH, Baltimore, Md.
BP-11740...	WCAU, Philadelphia, Pa.
	WEEX, Easton, Pa.
	WFAS, White Plains, N.Y.
	WERI, Westerly, R.I.
	WCMC, Wildwood, N.J.
BP-11779...	WENY, Elmira, N.Y.
	WKBO, Harrisburg, Pa.
	WFAS, White Plains, N.Y.
	WCAU, Philadelphia, Pa.
	WCMC, Wildwood, N.J.
BP-11956...	WFVA, Fredericksburg, Va.
	WITH, Baltimore, Md.
BP-11982...	WCAU, Philadelphia, Pa.
	WITH, Baltimore, Md.
	WSNJ, Bridgeton, N.J.

Proposal	Existing Stations
BP-12176...	WSFC, Somerset, Ky.
	WBEJ, Elizabethton, Tenn.
	WPNE, Brevard, N.C.
BP-12204...	WFTM, Maysville, Ky.
	WHBU, Anderson, Ind.
	WSLM, Salem, Ind.
	WSFC, Somerset, Ky.
BP-12215...	WBPZ, Lock Haven, Pa.
	WEEX, Easton, Pa.
	WITH, Baltimore, Md.
	WJUN, Mexico, Pa.
	WNOW, York, Pa.
BP-12289...	WRTA, Altoona, Pa.
	WCEN, Cambridge, Md.
BP-12316...	WTOL, Toledo, Ohio.
	WBBW, Youngstown, Ohio.
	WHIZ, Zanesville, Ohio.
BP-12386...	KWLC-KDEC, Decorah, Iowa.
	KBIZ, Ottumwa, Iowa.
	WJON, St. Cloud, Minn.
	KYSM, Mankato, Minn.
	KISD, Sioux Falls, S. Dak.
	KFOR, Lincoln, Nebr.
BP-12387...	WEEX, Easton, Pa.
	WERI, Westerly, R.I.
	WGBB, Freeport, N.Y.
	WGNV, Newburgh, N.Y.
	WHUC, Hudson, N.Y.
	WINF, Manchester, Conn.
	BP-11607, D-12412, Hamden, Conn.
	BP-11365, D-12411, WGNV, Newburgh, N.Y.
BP-12390...	WCAU, Philadelphia, Pa.
	WEEX, Easton, Pa.
	WFAS, White Plains, N.Y.
	WCMC, Wildwood, N.J.
	WERI, Westerly, R.I.
BP-12432...	WCOU, Lewiston, Maine.
	WESX, Salem, Mass.
	WKBR, Manchester, N.H.
	WSNJ, Bridgeton, N.J.
	WVON, Woonsocket, R.I.
BP-12443...	WCRO, Johnstown, Pa.
	WCAE, Pittsburgh, Pa.
	WBBW, Youngstown, Ohio.
	WGAR, Cleveland, Ohio.
	WCOL, Columbus, Ohio.
BP-12451...	WNOR, Norfolk, Va.
	WFAX, Falls Church, Va.
	WFYA, Fredericksburg, Va.
	WKBO, Harrisburg, Pa.
	WCMC, Wildwood, N.J.
	WCEN, Cambridge, Md.
BP-12466...	WCAU, Philadelphia, Pa.
	WCMC, Wildwood, N.J.
	WEEX, Easton, Pa.
	WFAS, White Plains, N.Y.
	WGBB, Freeport, N.Y.
BP-12474...	WJTN, Jamestown, N.Y.
	WHIZ, Zanesville, Ohio.
	WBVP, Beaver Falls, Pa.
	WCAE, Pittsburgh, Pa.
	WGAR, Cleveland, Ohio.
	CJCS, Stratford, Ontario, Canada
BP-12490...	WFTM, Maysville, Ky.
	WCOL, Columbus, Ohio.
	WHIR, Danville, Ky.
	WTCJ, Tell City, Ind.
	WSAL, Logansport, Ind.
BP-12491...	WCNC, Elizabeth City, N.C.
	WITH, Baltimore, Md.
	WCBT, Roanoke Rapids, N.C.
BP-12495...	WOCB, West Yarmouth, Mass.
BP-12497...	WCNC, Elizabeth City, N.C.
BP-12503...	WJOB, Hammond, Ind.
	WIBU, Poynette, Wis.
	WSDR, Sterling, Ill.
	WTAX, Springfield, Ill.
	WIZZ, Streator, Ill.
BP-12525...	WITH, Baltimore, Md.
	WSNJ, Bridgeton, N.J.
	WJEJ, Hagerstown, Md.
	WCNC, Elizabeth City, N.C.
BP-12553...	WERI, Westerly, R.I.
	WNEB, Worcester, Mass.
	WOCB, West Yarmouth, Mass.
BP-12606...	WJMC, Rice Lake, Wis.

Proposal	Existing Stations
BP-12608--	WBVP, Beaver Falls, Pa. WCUM, Cumberland, Pa. WBPZ, Lock Haven, Pa. WRTA, Altoona, Pa.
BP-12621--	WOBT, Rhinelander, Wis.
BP-12697--	KAKE, Wichita, Kans. KBIZ, Ottumwa, Iowa. KFKU, Lawrence, Kans. KHAS, Hastings, Nebr. KICD, Spencer, Iowa. KODY, North Platte, Nebr. KTNC, Falls City, Nebr. WREN, Topeka, Kans.
BP-12707--	WBAX, Wilkes Barre, Pa. WKOK, Sunbury, Pa. WNOW, York, Pa. WSNJ, Bridgeton, N.J. WJEJ, Hagerstown, Md.
BP-12719--	CJCS, Stratford, Ontario, Canada.
BP-12734--	WBBW, Youngstown, Ohio. WNIA, Cheektowaga, N.Y. WBPZ, Lock Haven, Pa. WLFF, Little Falls, N.Y.
BP-12741--	WBBW, Youngstown, Ohio. WHIZ, Zanesville, Ohio. WTOL, Toledo, Ohio.
BP-12751--	WENY, Elmira, N.Y. CKMP, Midland, Ontario, Canada.
BP-12761--	WRIB, Providence, R.I. WOCB, West Yarmouth, Mass. WHAI, Greenfield, Mass. WNEB, Worcester, Mass. WKBR, Manchester, N.H. WWCO, Waterbury, Conn. WEZE, Boston, Mass.
BP-12772--	WBIR, Knoxville, Tenn. WFTM, Maysville, Ky. WHIR, Danville, Ky. WINN, Louisville, Ky.
BP-12786--	KBIZ, Ottumwa, Iowa. KFMO, Flat River, Mo. KNCM, Moberly, Mo. KNEM, Nevada, Mo. WTAX, Springfield, Ill.
BP-12815--	WVOS, Liberty, N.Y. WWCO, Waterbury, Conn. WSNJ, Bridgeton, N.J. WFAS, White Plains, N.Y. WCMC, Wildwood, N.J. WCNC, Elizabeth City, N.C.
BP-12819--	WJBC, Bloomington, Ill. WSBC, Chicago, Ill. KWOS, Jefferson City, Mo. WEBQ, Harrisburg, Ill. KFMO, Flat River, Mo. KBIZ, Ottumwa, Iowa. WSDR, Sterling, Ill. WIZZ, Streator, Ill. WEDC, Chicago, Ill. WCRW, Chicago, Ill.
BP-12831--	WMFG, Hibbing, Minn. WOBT, Rhinelander, Wis. KDEC(S-KWLC), Decorah, Iowa. KWLC(S-KDEC), Decorah, Iowa WJON, St. Cloud, Minn.
BP-12835--	WIZZ, Streator, Ill. WTAX, Springfield, Ill. WQUA, Moline, Ill. WJOB, Hammond, Ind. WBOW, Terre Haute, Ind. KNCM, Moberly, Mo. WLPO, La Salle, Ill. WCLO, Janesville, Wis.
BP-12908--	WCEM, Cambridge, Md. WCMC, Wildwood, N.J. WHUM, Reading, Pa. WGBB, Freeport, N.Y.
BP-12935--	WJMC, Rice Lake, Wis. KICD, Spencer, Iowa.
BP-12973--	WJEJ, Hagerstown, Md. WCRO, Johnstown, Pa. WKOK, Sunbury, Pa.
BP-12986--	WCPO, Cincinnati, Ohio. WCHO, Washington Court House, Ohio. WINN, Louisville, Ky. WSFC, Somerset, Ky. WHBU, Anderson, Ind.

Proposal	Existing Stations
BP-13029--	WBBW, Youngstown, Ohio. WCOL, Columbus, Ohio. WFTM, Maysville, Ky.
BP-13048--	WHBY, Appleton, Wis. WIBU, Poynette, Wis. WJOB, Hammond, Ind. WKRS, Waukegan, Ill. WQUA, Moline, Ill. WJBC, Bloomington, Ill.
BP-13086--	KBIZ, Ottumwa, Iowa. KCFI, Cedar Falls, Iowa. KNCM, Moberly, Mo. KTNC, Fall City, Nebr. KYSM, Mankato, Minn. WQUA, Moline, Ill. KWNO, Winona, Minn. BP-12033, Docket No. 12812, Independence, Iowa.
BP-13089--	WINN, Louisville, Ky. WSAL, Logansport, Ind. WGL, Fort Wayne, Ind. WFBM, Indianapolis, Ind. WFTM, Maysville, Ky.
BP-13090--	WGBB, Freeport, N.Y.
BP-13138--	WMMM, Westport, Conn. WCAU, Philadelphia, Pa. WCMC, Wildwood, N.J. WEEX, Easton, Pa. WERI, Westerly, R.I. WFAS, White Plains, N.Y. WERI, Westerly, R.I. WESX, Salem, Mass. WWON, Woonsocket, R.I.
BP-13151--	WJBC, Bloomington, Ill. KFJB, Marshalltown, Iowa. KNCM, Moberly, Mo. WCLO, Janesville, Wis. WLPO, La Salle, Ill. WSDR, Sterling, Ill.
BP-13152--	KFOR, Lincoln, Nebr. KIUL, Garden City, Kans. KHAS, Hastings, Nebr.
BP-13154--	WTAX, Springfield, Ill. WSDR, Sterling, Ill. KWOS, Jefferson City, Mo. KWLC, Decorah, Iowa. KICD, Spencer, Iowa. KFOR, Lincoln, Nebr. KFJB, Marshalltown, Iowa. KDEC, Decorah, Iowa.
BP-13155--	KCFI, Cedar Falls, Iowa. WEVP, Beaver Falls, Pa. WCHO, Parkersburg, W. Va. WCOM, Parkersburg, W. Va. WCPO, Cincinnati, Ohio. WHIZ, Zanesville, Ohio. WIRO, Ironton, Ohio. WSAL, Logansport, Ind. WTOL, Toledo, Ohio.

6. To determine whether the transmitter site proposed by the following applicants is satisfactory with particular regard to any conditions that may exist in the vicinity of the antenna system which would distort the proposed antenna radiation pattern:

Fredericksburg Broadcasting Corporation (BP-11550).
Easton Publishing Company (BP-11779).
Lamar A. Newcomb (BP-11956).
WBIR, Inc. (BP-12176).
Norfolk Broadcasting Corporation, (BP-12491).
Petersburg Broadcasting Company, Inc. (BP-12497).
WSBC Broadcasting Co. (BP-12503).
Century Broadcasting Corporation (BP-12608).
Elmira Star-Gazette, Inc. (BP-12734).
Long Island's First Station, Inc. (BP-12815).
WJMC, Incorporated (BP-12831).
Altoona Trans-Audio Corporation, Inc. (BP-12973).
KODY, Inc. (BP-13152).

7. To determine whether each of the following proposals would involve overlap

of the field intensity contours with the station indicated below, as prohibited by § 3.37 of Commission rules:

Proposal	Existing Station
BP-11740--	WCAU, Philadelphia, Pa.
BP-12390--	WCAU, Philadelphia, Pa.
BP-12466--	WCAU, Philadelphia, Pa.
BP-12553--	WEZE, Boston, Mass.
BP-12761--	WRIB, Providence, R.I.
BP-12908--	WDVL, Vineland, N.J.
BP-13089--	WFBM, Indianapolis, Ind.
BP-13138--	WCAU, Philadelphia, Pa.

8. To determine whether the antenna system proposed by each of the following applicants would constitute a hazard to air navigation:

The Maryland Broadcasting Company (BP-12451).
Easton Publishing Company (BP-11779).
Morristown Broadcasting Corporation (BP-13090).
Radio Toms River (BP-13138).

9. To determine whether the roof-top antenna system proposed by the following applicants is in compliance with § 3.188(d) of the rules, and, if not, whether circumstances exist which would warrant a waiver of said section:

Keystone Broadcasting Corporation (BP-12215).
Scripps-Howard Radio, Inc. (BP-12490).
WSBC Broadcasting Co. (BP-12503).
Anderson Broadcasting Corporation (BP-13089).
New England Broadcasting Company (BP-13143).

10. To determine whether the instant proposal of Harlan Murrelle and Associates (BP-12466) would provide the coverage of the city sought to be served, as required by § 3.188(b) (2) of the Commission rules.

11. To determine whether each of the following proposals is in compliance with § 3.35(a) of the Commission rules concerning multiple ownership of standard broadcast stations:

Malrite Broadcasting Company (BP-12316).
North Shore Broadcasting Corporation (BP-12553).
Norwalk Broadcasting, Inc. (BP-12741).
Anderson Broadcasting Corporation (BP-13089).

12. To determine whether the instant proposal of Anderson Broadcasting Corporation (BP-13089) is in compliance with § 3.24(b) (7) of the Commission rules concerning population within the 1000 mv/m contour, and, if not, whether circumstances exist which would warrant a waiver of said section.

13. To determine whether transmitter site proposed by each of the following applicants is satisfactory with particular respect to any conditions that may exist in the vicinity of the antenna system which would distort the proposed antenna radiation pattern:

Malrite Broadcasting Company (BP-12316).
Woonsocket Broadcasting Company (BP-12761).
Standard Tobacco Company (BP-12986).

14. To determine whether Ocean County Broadcasters (BP-12390), Harlan Murrelle and Associates (BP-12466), and KODY, Inc. (BP-13152) are financially qualified to construct and operate their stations as proposed.

16. To determine, in the light of section 307(b) of the Communications Act of 1934, as amended, which of the instant proposals would best provide a fair, efficient and equitable distribution of radio service.

17. To determine on a comparative basis, in the event that Tiffin, Ohio; Toms River, New Jersey; or Norwalk, Ohio is, or are, selected as having the greatest need pursuant to section 307(b) which of the competing applicants for that city would better serve the public interest in the light of the evidence adduced pursuant to the foregoing issues and the record made with respect to the significant differences between the applicants as to:

(a) The background and experience of each having a bearing on the applicant's ability to own and operate its proposed station.

(b) The proposals of each of the applicants with respect to the management and operation of the proposed station.

(c) The programming service proposed in each of the said applications.

18. To determine in the light of the evidence adduced, pursuant to the foregoing issues which, if any, of the instant applications should be granted.

It is further ordered, That the following licensees of the stations indicated are made parties to the proceeding:

KAKE Broadcasting Company, Inc. (KAKE, Wichita, Kans.).  
Jane A. Roberts (KCFI, Cedar Falls, Iowa).  
Scenic Broadcasting Co., Inc. (KDEC, Decorah, Iowa).  
The University of Kansas (KFKU, Lawrence, Kans.).  
Lead Belt Broadcasting Company (KFMO, Flat River, Mo.).  
The Nebraska Broadcasting Company (KHAS, Hastings, Nebr.).  
KISD, Inc. (KISD, Sioux Falls, S. Dak.).  
KIUL, Inc. (Garden City, Kans.).  
Moberly Broadcasting Company (KNCM, Moberly, Mo.).  
Radio KNEM, A Corporation (KNEM, Nevada, Mo.).  
Craig Siegfried (KTNC, Falls City, Nebr.).  
Luther College (KWLC, Decorah, Iowa).  
Southern Minnesota Supply Co. (KYSM, Mankato, Minn.).  
Anna Stenger (WBAX, Wilkes-Barre, Pa.).  
WBOW, Incorporated (WBOW, Terre Haute, Ind.).  
Lock Haven Broadcasting Corporation (WBPZ, Lock Haven, Pa.).  
WCAE, Incorporated (WCAE, Pittsburgh, Pa.).  
Columbia Broadcasting System, Inc. (WCAU, Philadelphia, Pa.).  
WCBT, Incorporated (WCBT, Roanoke Rapids, N.C.).  
The Court House Broadcasting Co. (WCHO, Washington Court House, Ohio).  
Albemarle Broadcasting Company (WCNC, Elizabeth City, N.C.).  
Valley Broadcasters, Incorporated (WCOM, Parkersburg, W. Va.).  
WBEJ, Inc. (WBEJ, Elizabethton, Tenn.).  
Vincent DeLaurentis (BP-11607, Hamden, Conn.).  
Plains Broadcasting Corporation (BP-12033, Docket 12812), Independence, Iowa.  
Clinton R. White and Josephine A. White, d/b as WCRW, Chicago, Ill.  
Allegany County Broadcasting Corporation (WCUM, Cumberland, Md.).  
Delsea Broadcasters (WDVL, Vineland, N.J.).

First Trust Association (WEBQ, Harrisburg, Ill.).  
Emil Denmark, Incorporated (WEDC, Chicago, Ill.).  
Rhode Island-Connecticut Radio Corporation (WERI, Westerly, R.I.).  
Air Trails Broadcasting, Inc. (WEZE, Boston, Mass.).  
Twin State Broadcasting, Inc. (WFBM, Indianapolis, Ind.).  
Peoples Broadcasting Corporation (WGAR, Cleveland, Ohio).  
News Sentinel Broadcasting Co., Inc. (WGL, Fort Wayne, Ind.).  
Orange County Broadcasting Corporation (WGNV, Newburgh, N.Y.).  
Halgis Broadcasting Corporation (WHAJ, Greenfield, Mass.).  
Nobertine Fathers (WHBY, Appleton, Wis.).  
Commonwealth Broadcasting Corporation (WHIR, Danville, Ky.).  
Colgreene Broadcasting Co., Inc. (WHUC, Hudson, N.Y.).  
Wm. C. Forrest (WIBU, Poynette, Wis.).  
John Deme, tr/as Manchester Broadcasting Company (WINF, Manchester, Conn.).  
Iron City Broadcasting Co., Incorporated (WIRO, Ironton, Ohio).  
Broadcasting Co. (WIZZ, Streator, Ill.).  
South Shore Broadcasting Corporation (WJOB, Hammond, Ind.).  
Lewistown Broadcasting Company tr/as Juanlata-Perry Broadcasting Company (WJUN, Mexico, Pa.).  
Granite State Broadcasting Company, Inc. (WKBR, Manchester, N.H.).  
Sunbury Broadcasting Corporation (WKOK, Sunbury, Pa.).  
News-Sun Broadcasting Co. (WKRS, Waukegan, Ill.).  
Walter T. Gaines (WLFH, Little Falls, N.Y.).  
La Salle County Broadcasting Corp. (WLFO, La Salle, Ill.).  
Hibbing Broadcasting Company (WMFG, Hibbing, Minn.).  
The Westport Broadcasting Company (WMMM, Westport, Conn.).  
WNOW, Inc. (WNOW, York, Pa.).  
Pisgah Broadcasting Company, Inc. (WPNE, Brevard, N.C.).  
WREN Broadcasting Company (WREN, Topeka, Kans.).  
Logansport Broadcasting Corp. (WSAL, Logansport, Ind.).  
Blackhawk Broadcasting Company (WSDR, Sterling, Ill.).  
Don H. Martin (WSLM, Salem, Ind.).  
James Roland Brewer tr/as Tell City Broadcasting Co. (WTCJ, Tell City, Ind.).  
The Community Broadcasting Company (WTOL, Toledo, Ohio).  
Sullivan County Broadcasting Corp. (WVOS, Liberty, N.Y.).  
WWCO, Inc. (WWCO, Waterbury, Conn.).

It is further ordered, That the following licensees which are applicants in the instant proceeding are made parties thereto with respect to their existing operations:

Fredericksburg Broadcasting Corporation (WFVA, Fredericksburg, Va.).  
Easton Publishing Company (WEEX, Easton, Pa.).  
Lamar A. Newcomb (WFAX, Falls Church, Va.).  
Francis J. Matrangola (WCMC, Wildwood, N.J.).  
WBIR, Inc. (WBIR, Knoxville, Tenn.).  
Kentucky Broadcasting Corp., Inc. (WINN, Louisville, Ky.).  
Keystone Broadcasting Corporation (WKBO, Harrisburg, Pa.).  
Hagerstown Broadcasting Company (WJEJ, Hagerstown, Md.).  
Iowa Great Lakes Broadcasting Company (KICD, Spencer, Iowa).

Westchester Broadcasting Corporation (WFAS, White Plains, N.Y.).  
E. Anthony & Sons, Inc. (WOCB, West Yarmouth, Mass.).  
WBVP, Inc. (WBVP, Beaver Falls, Pa.).  
The Maryland Broadcasting Company (WITH, Baltimore, Md.).  
Mahoning Valley Broadcasting Corporation (WBBW, Youngstown, Ohio).  
Scripps-Howard Radio, Inc. (WCPO, Cincinnati, Ohio).  
Norfolk Broadcasting Corporation (WNOR, Norfolk, Va.).  
Twin City Broadcasting Company, Inc. (WCOU, Lewiston, Maine).  
Petersburg Broadcasting Company, Inc. (WSSV, Petersburg, Va.).  
WSBC Broadcasting Co. (WSBC, Chicago, Ill.).  
The Shore Broadcasting Company (WCEN, Cambridge, Md.).  
North Shore Broadcasting Corporation (WESX, Salem, Mass.).  
The Oneida Broadcasting Company (WOBT, Rhinelander, Wis.).  
Century Broadcasting Corporation (WCRO, Johnstown, Pa.).  
Ishpeming Broadcasting Company (WJPD, Ishpeming, Mich.).  
Cornbelt Broadcasting Corporation (KFOR, Lincoln, Nebr.).  
Eastern Radio Corporation (WHUM, Reading, Pa.).  
James Broadcasting Company, Incorporated (WJTN, Jamestown, N.Y.).  
Elmira Star-Gazette, Inc. (WENY, Elmira, N.Y.).  
Niagara Broadcasting System (WNIA, Cheektowaga, N.Y.).  
Woonsocket Broadcasting Company (WVON, Woonsocket, R.I.).  
Southeastern Broadcasting Co., Inc. (WSFC, Somerset, Ky.).  
Capital Broadcasting Company (KWOS, Jefferson City, Mo.).  
Long Island's First Station, Inc. (WGBB, Freeport, N.Y.).  
WTAX, Inc. (WTAX, Springfield, Ill.).  
WJMC, Incorporated (WJMC, Rice Lake, Wisc.).  
Bloomington Broadcasting Corporation (WJBC, Bloomington, Ill.).  
Eastern States Broadcasting Corporation (WSNJ, Bridgeton, N.J.).  
Granite City Broadcasting Company (WJON, St. Cloud, Minn.).  
Altoona Trans-Audio Corporation, Inc. (WRTA, Altoona, Pa.).  
Standard Tobacco Company (WFTM, Maysville, Ky.).  
Southeastern Ohio Broadcasting System Incorporated (WHIZ, Zanesville, Ohio).  
Southern Wisconsin Radio, Inc. (WCLO, Janesville, Wis.).  
Marshall Electric Company (KFJB, Marshalltown, Iowa).  
Anderson Broadcasting Corporation (WHBU, Anderson, Ind.).  
Morristown Broadcasting Corporation (WMTR, Morristown, N.J.).  
New England Broadcasting Company (WNEB, Worcester, Mass.).  
WQUA, Inc. (WQUA, Moline, Ill.).  
KODY, Inc. (KODY, North Platte, Nebr.).  
Wapello County Broadcasting Company (KBIZ, Ottumwa, Iowa).  
Air Trails, Inc. (WCOL, Columbus, Ohio).

It is further ordered, That, in the event the following proposal is favored, it will be held in hearing status without final action until ratification and entry into force of the U.S./Mexican Agreement, 1957 (Public Notice 46545, June 18, 1957) and, in the event that the reasons for designating said application for hearing are removed before the hearing proceeding is concluded, the application will be removed from hearing status and held without further action pending ratifica-

tion and entry into force of the U.S./Mexican Agreement, 1957.

Lamar A. Newcomb (BP-11956).

*It is further ordered,* That, in the event of a grant of any one of the following applications, the construction permit shall contain a condition that there shall be installed in the operation authorized a frequency monitor of a type approved by the Commission:

WJMC, Incorporated (BP-12831).

Altoona Trans-Audio Corporation, Inc. (BP-12973).

*It is further ordered,* That, in the event of a grant of the following application, the construction permit shall contain a condition that a complete non-directional proof of performance be submitted before the issuance of program test authorization to prove that the effective radiation at one mile is essentially 206 mv/m/lkw as proposed.

Southeastern Ohio Broadcasting System (BP-13029).

*It is further ordered,* That, if each following proposal is found to be in contravention of the provisions of the North American Regional Broadcasting Agreement, but is favored in the hearing, it will be held without final action pursuant to the provisions of § 1.352 of the Commission rules:

Niagara Broadcasting System (BP-12751).  
Mahoning Valley Broadcasting Corporation (BP-12474).

James Broadcasting Company, Incorporated (BP-12719).

*It is further ordered,* That, the above-described requests by Westchester Broadcasting Corporation (BP-12387) for inclusion of a program issue with respect to all of the instant proposals; by Ocean County Broadcasters (BP-12390) for a 30 day extension of time in which to reply to the Commission's above-referenced letter; by VWCO, Incorporated, The Tower Realty Company and the Hibbing Broadcasting Company for consolidation of their respective applications in the hearing on the instant applications; and by Rossmooyne Corporation that it be made a party to the said hearing, are denied.

*It is further ordered,* That, in the event of a grant of the application of Keystone Broadcasting Corporation (BP-12215), the construction permit shall contain a condition that the permittee assume the responsibility for installation and adjustment of necessary equipment in its antenna system to prevent adverse effects on Station WCMB, Harrisburg, Pennsylvania due to cross-modulation or signal re-radiation and will cooperate with the licensee of Station WHGB, Harrisburg, Pennsylvania, in eliminating any such cross-modulation or signal re-radiation; that the permittee shall submit, before the issuance of program test authority, sufficient field intensity measurement data, made before and after the installation of such equipment, to prove that its authorized operation has no adverse affect on the technical operation of Station WCMB.

*It is further ordered,* That, to avail themselves of the opportunity to be

heard, the instant applicants and parties respondent, pursuant to § 1.140 of the Commission rules, in person or by attorney, shall, within 20 days of the mailing of this Order, file with the Commission, in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this Order.

*It is further ordered,* That, the issues in the above-captioned proceeding may be enlarged by the Examiner, on his own motion or on petition properly filed by a party to the proceeding, and upon sufficient allegations of fact in support thereof, by the addition of the following issue: To determine whether the funds available to the applicant will give reasonable assurance that the proposals set forth in the application will be effectuated.

Released: August 14, 1959.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] MARY JANE MORRIS,  
Secretary.

[F.R. Doc. 59-6894; Filed, Aug. 18, 1959;  
8:52 a.m.]

## FEDERAL POWER COMMISSION

[Docket No. G-12399 etc.]

### NATURAL GAS PIPELINE COMPANY OF AMERICA ET AL.

#### Notice of Applications, Consolidation for Hearing, and Fixing Date of Hearing

AUGUST 11, 1959.

In the matters of Natural Gas Pipeline Company of America, Docket No. G-12399; Champlin Oil & Refining Company, Docket No. G-14830; Amerada Petroleum Corporation, Docket No. G-16029; Cities Service Gas Company, Docket No. G-16217; Phillips Petroleum Company, Docket Nos. G-16280, G-16439; Carter-Jones Drilling Company, Inc., Docket No. G-16288; Magnolia Petroleum Company, Docket Nos. G-16295, G-16296, G-16393, G-16266; Johnthom Oil Company, Inc., Docket No. G-16375; McCommons Oil Company, Docket No. G-16376; Anson L. Clark, Docket No. G-16382; Cornell Oil Company, Docket No. G-16383; Bond Oil Corporation, et al., Docket No. G-16392; Hudson Oil & Metals Company, Docket No. G-16436; The Pure Oil Company, Docket No. G-17493; Gulf Oil Corporation, Docket No. G-16761; Riddell Petroleum Corporation, Docket No. G-17828; Fain-Porter Drilling Corporation, Docket No. G-17831.

Take notice that Magnolia Petroleum Company (Magnolia), a Texas corporation, with its principal place of business in Dallas, Texas, filed in Docket No. G-16266 on September 8, 1958, an application for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act. Magnolia proposes to sell natural gas to Cities Service Gas Company to be produced in the Bradley Area of Garvin County, Oklahoma, and delivered at the outlet of Magnolia's gasoline plant, at a price of

11 cents per Mcf. The application is on file with the Commission.

On July 28, 1959, Magnolia filed a motion to consolidate for the purpose of hearing its application in Docket No. G-16266 with the above-entitled dockets which heretofore on June 17, 1959, were consolidated for hearing to commence on September 21, 1959. Magnolia alleges that the natural gas to be transported and sold by Cities Service Gas Company to Natural Gas Pipeline Company of America referred to in Docket No. G-16217 is dependent upon Cities Service Gas Company's contracts for gas with it in Docket No. G-16266 and with Phillips Petroleum Company in Docket No. G-16280.

Take notice that The Pure Oil Company (Pure), an Ohio corporation, with its principal place of business at 35 East Wacker Drive, Chicago, Illinois, filed in Docket No. G-17493 on January 12, 1959, an application for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act. Pure proposes to sell natural gas to Natural Gas Pipeline Company of America to be produced in the West Cement Field, Caddo County, Oklahoma, at the outlet of Pure's separator, at a price of 16 cents per Mcf. This application is on file with the Commission.

The above applications in Docket Nos. G-16266 and G-17493 being related to the matters involved in the other above-entitled Docket Nos. G-12399, et al., should be heard at the same time.

Take further notice that, pursuant to authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, the aforesaid applications of Magnolia Petroleum Company and The Pure Oil Company are consolidated for hearing with the other above-entitled applications in Docket Nos. G-12399, et al., to commence on September 21, 1959, at 10:00 a.m., e.d.s.t., in a Hearing Room of the Federal Power Commission, 441 G St. NW., Washington, D.C.

Protests and petitions to intervene in Docket Nos. G-16266 and G-17493 may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before August 31, 1959.

JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 59-6853; Filed, Aug. 18, 1959;  
8:46 a.m.]

[Docket No. G-18313 etc.]

### MIDWESTERN GAS TRANSMISSION CO. AND MICHIGAN WISCONSIN PIPE LINE CO.

#### Order Postponing Hearing

AUGUST 12, 1959.

In the matters of Midwestern Gas Transmission Company, Docket Nos. G-18313, G-18314 and G-18315; Michigan Wisconsin Pipe Line Company, Docket No. G-18316.



The Commission on its own motion hereby orders that the hearing in the above-entitled proceeding, now scheduled to reconvene on September 1, 1959, be postponed to reconvene on Tuesday, September 8, 1959.

By the Commission.

[SEAL] JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 59-6852; Filed, Aug. 18, 1959;  
8:46 a.m.]

[Project No. 2266]

## NEVADA IRRIGATION DISTRICT

### Notice of Application for Preliminary Permit

AUGUST 11, 1959.

Public notice is hereby given that application has been filed under the Federal Power Act (16 U.S.C. 791a-825r) by Nevada Irrigation District, of Grass Valley, California, for preliminary permit for a project, designated as Project No. 2266, to be situated in Sierra, Nevada and Placer Counties, in the State of California, near Sierra City, Emigrant Gap, Dutch Flat and Colfax. Lands of the United States within the Tahoe National Forest and other lands of the United States will be affected.

The project, as proposed and described in the application, will be an expansion and addition to the project under Minor-Part License held by the Applicant for Project No. 338. Certain of the existing works will be replaced, repaired, relocated or enlarged under the proposed project. Proposed works consist of: Jackson-Meadows reservoir, with approximately 45,000 acre-feet of storage, and English Meadows reservoir, with approximately 10,000 acre-feet of storage, both located on Middle Yuba River; a diversion structure on South Fork of North Yuba River and gravity conduit to Jackson Meadows; the existing Milton-Bowman conduit to be rebuilt and the tunnel repaired; a low dam to raise Faucherie Lake to provide approximately 3,000 acre-feet of storage; a diversion on East Fork of Middle Yuba River and closed conduit to existing Weaver Lake; a low dam to raise Weaver Lake to provide approximately 4,000 acre-feet of storage and a tunnel from Weaver Lake to Bowman Reservoir; the existing Bowman-Spaulding conduit to be enlarged, improved and replaced, in part, by a tunnel; a canal from the Drum afterbay dam to a proposed powerhouse, Dutch Flat No. 2, with an installation of 22,000 kilowatts on Bear River; a canal from Dutch Flat to a proposed powerhouse, Chicago Park, with an installation of 33,500 kilowatts on Bear River; Rollins re-regulating and storage reservoir on Bear River with a capacity of approximately 30,000 acre-feet of storage; and numerous diversions from small creeks, conduits, and access roads.

Applicant states that the energy from the proposed plants will be sold to Pacific Gas and Electric Company, and distributed and sold for public utility purposes.

No construction is authorized under a preliminary permit. A permit, if issued, gives permittee, during the period of the permit, the right to priority of application for license while the permittee undertakes the necessary studies and examinations, including the preparation of maps and plans, in order to determine the economic feasibility of the proposed project, the means of securing the necessary financial arrangements for construction, the market for the project power, and all other information necessary for inclusion in an application for license, should one be filed.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure of the Commission (18 CFR 1.8 or 1.10). The last day on which protests or petitions may be filed is September 27, 1959. The application is on file with the Commission for public inspection.

JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 59-6854; Filed, Aug. 18, 1959;  
8:46 a.m.]

[Docket No. G-18757]

## NORTHERN NATURAL GAS CO.

### Notice of Application and Date of Hearing

AUGUST 11, 1959.

Take notice that on June 9, 1959, Northern Natural Gas Company (Applicant) filed in Docket No. G-18757 an application, pursuant to section 7(c) of the Natural Gas Act, for a certificate of public convenience and necessity authorizing the construction and operation of a measuring and regulating station to be located near Ames, Iowa, for the sale and delivery of natural gas to Iowa Electric Light and Power Company (Iowa Electric) under existing rate schedules of Applicant, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Deliveries of gas through the proposed facilities are to be made on an interruptible basis for service to the Ames, Iowa, Animal Research Laboratory of the U.S. Department of Agriculture. A portion of the gas so delivered will be resold by Iowa Electric to the Laboratory and the other portion will be used as a fuel in the Iowa Electric generating station which is located at the Laboratory and provides electricity solely for the Laboratory. Applicant states that the total estimated daily gas requirement for both purposes is 1,280 Mcf. Annual sales are estimated at 174,670 Mcf.

The total estimated cost of the facilities for which authorization is sought herein is \$22,450, including interest and overheads, which will be financed from funds on hand.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject

to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on September 21, 1959, at 9:30 a.m., (e.d.s.t.), in a Hearing Room of the Federal Power Commission, 441 G Street NW, Washington, D.C., concerning the matters involved in and the issues presented by such application: *Provided, however*, That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before September 14, 1959. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 59-6855; Filed, Aug. 18, 1959;  
8:46 a.m.]

[Docket No. G-17350 etc.]

## PACIFIC GAS TRANSMISSION CO. ET AL.

### Notice of Applications, Consolidating Proceedings, and Fixing Date of Hearing

AUGUST 11, 1959.

In the matters of Pacific Gas Transmission Company, Docket Nos. G-17350, G-17351, G-17352; Pacific Northwest Pipeline Corporation, Docket Nos. G-17902, G-18033; The Montana Power Company, Docket Nos. G-17370, G-17371.

Take notice that on December 29, 1958, Pacific Gas Transmission Company (Pacific), a California corporation with its principal place of business at San Francisco, California, filed the following applications:

1. An application in Docket No. G-17350 for a certificate of public convenience and necessity, pursuant to section 7(c) of the Natural Gas Act, authorizing the construction and operation of approximately 614 miles of 36-inch transmission pipeline, three mainline compressor stations with a total of 27,500 horsepower, a measuring and regulating station at the Oregon-California border, and other appurtenant facilities. The pipeline will extend from the International Boundary between Canada and the United States near Kingsgate, British Columbia, crossing the panhandle of the State of Idaho southwesterly across the States of Washington and Oregon to a point on the Oregon-California boundary in the vicinity of Klamath Falls, where Pacific proposes to sell and deliver up to 456,000 Mcf of natural gas per day in



interstate commerce to Pacific Gas and Electric Company (PG&E) for resale subject to the jurisdiction of the Commission. Pacific seeks authorization to make the aforesaid sale to PG&E.

Pacific also proposes to transport in interstate commerce through the aforementioned pipeline for Pacific Northwest Pipeline Corporation (Pacific Northwest) daily volumes up to 151,731 Mcf of natural gas which Pacific Northwest proposes to purchase from Westcoast Transmission Company (Westcoast) at the International Boundary.

The estimated cost of the facilities which Pacific proposes to construct is estimated to be \$129,588,000.

The application is on file with the Commission and open to inspection.

2. An application in Docket No. G-17351 pursuant to section 3 of the Natural Gas Act authorizing the importation of natural gas by Pacific from Canada. The gas proposed to be imported will be purchased from fields located in the Province of Alberta, Canada.

Pacific is one of several companies associated in a project under the principal sponsorship of Pacific Gas and Electric Company. The principal purpose of the project is to purchase natural gas in the Province of Alberta, Canada, and transport it to the market area of PG&E in northern and central California, particularly the San Francisco area.

The gas is to be purchased for the project in the fields by Alberta and Southern Gas Co. Ltd., and will be transported from the fields in Alberta by The Alberta Gas Trunk Line Company Limited, which will deliver the gas at a point in Alberta near the Alberta-British Columbia boundary to Alberta Natural Gas Company (Alberta Natural). Alberta Natural will transport the gas to the International Boundary where Pacific will purchase the gas from Alberta and Southern and transport it through Idaho, Washington and Oregon to the Oregon-California boundary. At that point the gas will be sold and delivered to PG&E for distribution through its integrated system in northern and central California.

The application is on file with the Commission and open to public inspection.

3. An application in Docket No. G-17352 for a Presidential Permit authorizing the construction of the facilities necessary at the International Boundary for the importation by Pacific of natural gas from Canada.

The application is on file with the Commission and open to public inspection.

Take further notice that on February 24, 1959, Pacific Northwest filed an application in Docket No. G-17902 for a certificate of public convenience and necessity pursuant to section 7(c) of the Natural Gas Act authorizing the construction and operation of certain facilities required to enable Applicant to receive near Spokane, Washington, natural gas which will be purchased by Pacific Northwest from Westcoast Transmission Company at a point near Kingsgate, British Columbia, and transported

for and delivered to Applicant by Pacific. Pacific Northwest also seeks authorization for the construction and operation of facilities required to enable it to effect sale and delivery by displacement of a substantially equivalent volume of natural gas to El Paso Natural Gas Company. The proposed sales and deliveries to El Paso will be made at a point of interconnection between the facilities of Pacific Northwest and those of El Paso located at the outlet of Pacific Northwest's Compressor Station No. 1 near Ignacio, Colorado.

The natural gas to be purchased by Pacific Northwest from Westcoast will be delivered at Kingsgate, British Columbia, to Pacific at that point for the account of Pacific Northwest into the pipeline facilities to be constructed by Pacific and transported by that company through its facilities and delivered to Pacific Northwest at the point where the facilities of Pacific connect with the proposed facilities of Pacific Northwest. Pacific Northwest proposes to sell and deliver in interstate commerce to El Paso up to 150,000 Mcf daily.

Pacific Northwest also seeks authority to construct and operate 17 miles of lateral pipeline and the metering and regulating station to enable it to receive gas from Pacific near Spokane and approximately 2,000 feet of 12¾-inch pipeline together with other necessary facilities to enable Pacific Northwest to sell the displacement volumes of gas to El Paso at Ignacio, Colorado.

The estimated total cost of construction of the proposed facilities of Pacific Northwest is \$2,314,000, including overheads and contingencies. Pacific Northwest proposes to finance the above cost out of funds currently available.

Pacific Northwest does not propose to own or operate any facilities at the International Boundary. The gas which Pacific Northwest proposes to import (i.e., 151,730 Mcf per day) will be transported for and delivered to Pacific Northwest by Pacific.

The application is on file with the Commission and open to public inspection.

Take further notice that in Docket No. G-18033, Pacific Northwest filed an application on March 11, 1959, for an order pursuant to section 3 of the Natural Gas Act authorizing importation by Applicant of natural gas from Canada. Pacific Northwest seeks authority to import natural gas by purchase at the point of delivery along the Canadian border near Kingsgate, British Columbia. All natural gas proposed for importation will be purchased from Westcoast pursuant to provisions of an agreement dated May 25, 1957, between Pacific Northwest and Westcoast. Pacific Gas will transport the natural gas to be purchased by Pacific Northwest from the point of purchase by Pacific Northwest at the International Boundary to a point of delivery in the vicinity of Spokane, Washington, where proposed facilities of Pacific Gas will interconnect with proposed facilities of Pacific Northwest.

The application is on file with the Commission and open to public inspection.

Take further notice that in Docket No. G-17371, Montana Power Company

(Montana Power), a New Jersey corporation with its principal office at Butte, Montana, filed on December 30, 1958, an application seeking authorization pursuant to Section 3 of the Natural Gas Act to import natural gas from Alberta, Canada, into the State of Montana.

Montana Power proposes to import gas which it will purchase at the United States-Canadian border from the Canadian Montana Pipeline Company (Canadian Montana). The proposed importation of gas will require construction of the following facilities by Applicant:

A 16-inch natural gas transmission line extending from a point on the United States-Canadian border in Township 37 North, Range 12 West, Montana Principal Meridian, Glacier County, Montana, approximately 51 miles to Applicant's Compressor Station at Cut Bank, Montana.

The gas which Montana Power receives from Canadian Montana will be used solely in the State of Montana by Montana Power Company's domestic, industrial and commercial customers.

Applicant proposes to import natural gas in accordance with the provisions of an agreement with Canadian Montana at an average daily rate of 30,000 Mcf per day or such higher amount as may from time to time be agreed upon by the parties. Canadian Montana will purchase such gas from Alberta and Southern and such gas will be transported by Alberta Gas Trunk Line from the fields to Canadian Montana's proposed line which extends to the Canadian border.

The application is on file with the Commission and open to public inspection.

Take notice that in Docket No. G-17370 Montana Power Company filed an application on December 30, 1958, pursuant to Executive Order No. 10485 for a Presidential Permit authorizing it to construct and operate interconnecting facilities at the International Boundary for the importation of natural gas from the Province of Alberta, Canada, into the State of Montana.

The application is on file with the Commission and open for public inspection.

These matters should be heard on a consolidated record and disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice, that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 4, 5, 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on October 15, 1959, at 10:00 a.m., e.d.s.t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such applications.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before September 15, 1959.

JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 59-6856; Filed, Aug. 18, 1959; 8:46 a.m.]

[Docket No. G-19088-19090]

**AMERICAN PETROFINA COMPANY  
OF TEXAS ET AL.****Order for Hearing and Suspending  
Proposed Changes in Rates<sup>1</sup>**

AUGUST 11, 1959.

In the matters of American Petrofina  
Company of Texas (Operator), et al.,Docket No. G-19088; Frank W. Michaux,  
et al., Docket No. G-19089; Sunray Mid-  
Continent Oil Company, Docket No.  
G-19090.The above-named Respondents have  
tendered for filing proposed changes in  
presently effective rate schedules for  
sales of natural gas subject to the juris-  
diction of the Commission. The pro-  
posed changes are designated as follows:

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser	Notice of change dated—	Date tendered	Effective date unless suspended	Rate suspended until—
G-19088	American Petrofina Co. of Texas (operator), et al.	15	1	Coastal States Gas Producing Co.	Undated	7-13-59	9-1-59	9-2-59
G-19089	Frank W. Michaux, et al.	3	8	Texas Eastern Transmission Corp.	7-10-59	7-13-59	8-13-59	1-13-60
G-19090	Sunray Mid-Continent Oil Co.	64	5	El Paso Natural Gas Co.	7-13-59	7-15-59	8-15-59	1-15-60
		101	2	-----do-----	7-13-59	7-15-59	8-15-59	1-15-60
		103	6	-----do-----	7-13-59	7-15-59	8-15-59	1-15-60
		142	12	-----do-----	7-13-59	7-15-59	8-15-59	1-15-60

<sup>1</sup> Rate in effect subject to refund in Docket No. G-13996.

In support of the proposed revenue-sharing type rate increase for sales of natural gas to Coastal States Gas Producing Company (Coastal), American Petrofina Company of Texas (American) states that the increase is based upon a redetermined rate<sup>2</sup> paid to Coastal by Texas Illinois Natural Gas Pipeline Company. Under its contract with Coastal, American is entitled to 85 percent of any rate increase received by Coastal from Texas Illinois. American also states that its contract with Coastal was the result of arm's length negotiations and that the price provisions of said contract are necessary to protect it against inflation and the increased costs of operation, exploration and development.

In support of the proposed redetermined rate increase, Frank W. Michaux, et al. (Michaux) states that his contract was negotiated at arm's length, the costs of exploring for and producing natural gas have substantially increased during the period after the contract was executed, and the increased rate is not in excess of the prices paid for other gas produced in the same area.

In support of its proposed four favored-nation rate increases for sales of natural gas to El Paso Natural Gas Company (El Paso), Sunray Mid-Continent Oil Company (Sunray) cites the triggering rate<sup>3</sup> paid by El Paso to Pan American Petroleum Corporation. Sunray states that its contracts with El Paso were negotiated at arm's length, the consideration for it executing said contracts was the whole schedule of prices contained therein, price adjustment clauses are necessary to assure the producer of a price equal to the market value of the gas during the long term of the contract, the proposed rates are in

line with the field prices of other gas produced in the same general area, and considering only heating value, the gas delivered under said contracts would have a current value substantially in excess of the proposed rate increases.

The increased rates and charges so proposed have not been shown to be justified, and may be unjust, unreasonable, unduly discriminatory or preferential, or otherwise unlawful.

The Commission finds: It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon hearings concerning the lawfulness of the several proposed changes and that the above-designated supplements be suspended and the use thereof deferred as hereinafter ordered.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR Ch. I), public hearings be held upon dates to be fixed by notices from the Secretary concerning the lawfulness of the several proposed increased rates and charges contained in the above-designated supplements.

(B) Pending hearings and decisions thereon, Supplement No. 1 to American Petrofina Company of Texas' FPC Gas Rate Schedule No. 15 is hereby suspended and use thereof deferred until September 2, 1959; Supplement No. 8 to Frank W. Michaux's et al. FPC Gas Rate Schedule No. 3 is hereby suspended and use thereof deferred until January 13, 1960; Supplements No. 5, No. 2, No. 6, and No. 2 to Sunray Mid-Continent Oil Company's FPC Gas Rate Schedules No. 64, No. 101, No. 103, and No. 142, respectively, are hereby suspended and use thereof deferred until January 15, 1960; each of the aforementioned supplements shall remain suspended until such further time as they are made effective in the manner prescribed by the Natural Gas Act.

(C) Neither the supplements hereby suspended, nor the rate schedules sought to be altered thereby, shall be changed until these proceedings have been disposed of or until the periods of suspension have expired, unless otherwise ordered by the Commission.

(D) Interested state commissions may participate as provided by § 1.8 or 1.37(f) of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.37(f)).

By the Commission.

JOSEPH H. GUTRIDE,  
Secretary.[F.R. Doc. 59-6851; Filed, Aug. 18, 1959;  
8:45 a.m.]

[Docket No. G-1148 etc.]

**PHILLIPS PETROLEUM CO.****Order Fixing Date for Oral Argument**

AUGUST 12, 1959.

In the matters of Phillips Petroleum Company, Docket No. G-1148; Phillips Petroleum Company, Docket Nos. G-3175, G-4333, G-6621, G-7773, G-8623, G-8695, G-8883, G-10359, G-10793, G-10883, G-11125 and G-11217.

Numerous exceptions have been filed to the initial decision issued April 6, 1959 by the Presiding Examiner in the above-entitled proceedings, and requests for oral argument thereon have been submitted in connection with the exceptions.

The Commission finds: It is appropriate in the public interest that oral argument be held on the exceptions filed to the Examiner's decision as hereinafter ordered.

The Commission orders:

(A) Oral argument be had before the Commission on October 1, 1959 at 10:00 a.m., e.d.t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by the exceptions to the aforesaid decision.

(B) Parties to these proceedings desiring to participate in the oral argument shall notify the Secretary of the Commission in writing on or before September 9, 1959 of such intention and of the length of time requested for presentation of their arguments.

By the Commission.

JOSEPH H. GUTRIDE,  
Secretary.[F.R. Doc. 59-6857; Filed, Aug. 18, 1959;  
8:46 a.m.]

[Docket No. G-18296]

**WISCONSIN SOUTHERN GAS CO.  
INC., ET AL.****Order Instituting Investigation and  
Providing for Hearing**

AUGUST 12, 1959.

In the matters of Wisconsin Southern Gas Company, Inc. v. Natural Gas Pipeline Company of America and Texas Illi-

<sup>1</sup> This order does not provide for the consolidation for hearing or disposition of the separately docketed matters covered herein, nor should it be so construed.

<sup>2</sup> Rate in effect subject to refund in Docket No. G-17733.

<sup>3</sup> Rate in effect subject to refund in Docket No. G-16532.

nois Gas Pipeline Company; Docket No. G-18296.

On April 13, 1959, Wisconsin Southern Gas Company Inc. (Wisconsin Southern) filed a petition asking that the Commission investigate and reallocate the supply of gas by Natural Gas Pipeline Company of America (Natural) and Texas Illinois Gas Pipeline Company (Texas Illinois)<sup>1</sup> to their customers so as to avoid undue preference prohibited under section 4(b) of the Natural Gas Act, or institute an investigation under section 5(a) for the purpose of reallocating the gas supplied by the two pipeline companies.

The petition of Wisconsin Southern alleges among other things that (1) Petitioner and some 20 other small distributors who purchase gas from Natural and Texas Illinois have had critical shortages of gas whereas the three largest purchasers<sup>2</sup> have been able to contract with Northern Natural Gas Company and Midwestern Gas Transmission Company for an additional 410,000 Mcf per day. (2) As a result of the larger companies obtaining such gas supply the small customers of Natural and Texas Illinois will be in a disadvantageous position as compared to the large customers who will be in preferential positions. (3) Natural refused to transport to Wisconsin Southern gas which Midwestern Gas Transmission Company was willing to sell to Wisconsin Southern.

The joint answer of Texas Illinois and Natural alleges inter alia that if Wisconsin Southern will be in short supply during the coming winter it will be by reason of the distributor's failure to comply with the orders of the Wisconsin Public Service Commission restricting the connection of additional space heating customers and not to any fault of the pipeline suppliers.<sup>3</sup> They also contend that none of the other 20 smaller distributors referred to by Wisconsin Southern is in short supply.

The respondents admit that Natural refused to transport gas Midwestern had offered to sell to Wisconsin Southern and state as their reason that they are a supplying company, not engaged in transportation.

Based upon the investigation and after hearing the Commission will determine if the limitations embodied in Natural's or Texas Illinois' existing FPC Gas Tariff are unjust, unreasonable, unduly discriminatory, or preferential and if such be determined, will, by appropriate order or orders, prescribe just and reasonable limitations, terms and condi-

tions of service, classifications, rules, regulations, practices, or contracts to be observed and in force, and will fix the same by order.

The Commission finds: On the basis of the data presently available to the Commission, and the contentions related in the complaint and answer referred to above it is appropriate that the Commission institute an investigation into the stated demand limitations embodied in Natural's or Texas Illinois' existing practice, or contracts affecting such limitations, and specifically concerning the issues raised by the complaint and answer referred to above.

The Commission orders:

(A) Pursuant to the authority contained in, and subject to the jurisdiction conferred upon the Commission by sections 5, 14, 15, and 16, of the Natural Gas Act, and the Commission's rules of practice and procedure, an investigation is hereby instituted upon the complaint filed April 13, 1959 by Wisconsin Southern Gas Company against Natural Gas Pipeline Company of America and Texas Illinois Natural Gas Pipeline Company concerning the issues raised by said complaint and answer.

(B) A hearing will be held at a time and date to be announced in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by these consolidated proceedings.

(C) Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before a date to be announced.

(D) Interested State commissions may participate as provided by §§ 1.8 and 1.37(f) of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.37f).

By the Commission.

MICHAEL J. FARRELL,  
Acting Secretary.

[F.R. Doc. 59-6858; Filed, Aug. 18, 1959;  
8:46 a.m.]

## INTERSTATE COMMERCE COMMISSION

[Notice 29]

### APPLICATIONS FOR MOTOR CARRIER "GRANDFATHER" CERTIFICATE OR PERMIT

AUGUST 14, 1959.

The following applications and certain other procedural matters relating thereto are filed under the "grandfather" clause of section 7(c) of the Transportation Act of 1958. These matters are governed by special rule § 1.243 published in the FEDERAL REGISTER issue of January 8, 1959, page 205, which provides, among other things, that this publication constitutes the only notice to interested persons of filing that will be given; that appropriate protests to an application (consisting of an original and six copies each) must be filed with the Commission at Washing-

ton, D.C., within 30 days from the date of this publication in the FEDERAL REGISTER; that failure to so file seasonably will be construed as a waiver of opposition and participation in such proceeding, regardless of whether or not an oral hearing is held in the matter; and that a copy of the protest also shall be served upon applicant's representative (or applicant, if no practitioner representing him is named in the notice of filing).

These notices reflect the operations described in the applications as filed on or before the statutory date of December 10, 1958.

No. MC 118069, (REPUBLICATION), filed December 8, 1958, published issue FEDERAL REGISTER June 11, 1959. Applicant: NORTH PLATTE RENDERING CO., a Corporation Doing Business as, CENTRAL NEBRASKA PACKING North Platte, Nebr. Grandfather authority sought under section 7 of the Transportation Act of 1958 to continue to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, frozen vegetables, and certain exempt commodities in mixed loads and straight shipments, from points in Washington and Oregon, to Pueblo, Colo.*

NOTE: The purpose of this republication is to correct applicant's trade name to Central Nebraska Packing as shown above.

By the Commission.

[SEAL] HAROLD D. MCCOY,  
Secretary.

[F.R. Doc. 59-6881; Filed, Aug. 18, 1959;  
8:50 a.m.]

[Notice 171]

### MOTOR CARRIER TRANSFER PROCEEDINGS

AUGUST 14, 1959.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC 62245. By order of August 12, 1959, the Transfer Board approved the transfer to W. W. Roark, Temple, Texas, of the operating rights in Certificate No. MC 107586, issued July 9, 1956, to Continental Bus System, Inc., Dallas, Texas, authorizing the transportation, of passengers and their baggage, and express, mail, and newspapers, in the same vehicle with passengers, over a regular route, between Temple, Tex., and Taylor, Tex. Alfred Crager, 315 Continental Avenue, Dallas 7, Texas, for applicants.

<sup>1</sup> Natural and Texas Illinois are engaged in the transportation and sale of natural gas in interstate commerce for resale for ultimate public consumption, and, therefore they are natural gas companies within the meaning of the Natural Gas Act subject to the jurisdiction of the Commission.

<sup>2</sup> The Peoples Gas Light and Coke Co., Northern Indiana Public Service Co., and Northern Illinois Gas Co.

<sup>3</sup> Wisconsin Southern attached a tabulation to its petition computing its peak day requirements which it alleges are allowed by the Wisconsin Public Service Commission. This computation indicates it is entitled to 2000 Mcf more which is the amount it is willing to contract for use during the 1959 heating season.

No. MC-FC 62269. By order of August 12, 1959, the Transfer Board approved the transfer to Paul A. Ameen and Paul G. Ameen, a partnership, doing business as Ameen Transfer Line, Cloverdale Tract Box 316, Ishpeming, Michigan, of certificate in No. MC 18127, issued August 8, 1942, to Paul Ameen, doing business as Ameen Transfer Line, Cloverdale Tract Box 316, Ishpeming, Mich., authorizing the transportation of: *General commodities*, excepting household goods and commodities in bulk and the other usual exceptions, between certain specified points in Michigan.

No. MC-FC 62293. By order of August 12, 1959, the Transfer Board approved the transfer to Ferriss Warehouse & Storage Co., Inc., 128 East Chase Street, Pensacola, Fla., of Certificate No. MC 1252, issued January 7, 1943, to Harry P. Ferriss, doing business as Ferriss Warehouse and Storage Co., 128 East Chase St., Pensacola, Fla., authorizing the transportation of: Household goods, as defined, between points in Escambia County, Florida, on the one hand, and, on the other, points in Alabama, Louisiana, Georgia, and Mississippi; and general commodities, excluding household goods, commodities in bulk, and other specified commodities, between points within five miles of Pensacola, Fla., including Pensacola.

No. MC-FC 62320. By order of August 12, 1959, the Transfer Board approved the transfer to Northwest Drayage Company, A Corporation, St. Louis, Missouri, of Certificates in Nos. MC 96344 and MC 96344 Sub 1, issued January 8, 1944, and November 23, 1949, respectively, to Frank L. Holmes, doing business as Northwest Drayage Company, St. Louis, Missouri, authorizing the transportation of general commodities, with specified exceptions, over irregular routes, between points in Missouri within the St. Louis, Mo.-East St. Louis, Ill., Commercial Zone, as defined by the Commission; and between points in the St. Louis-East St. Louis Commercial Zone as defined by the Commission, on the one hand, and, on the other, points in St. Louis County, Mo., not within the commercial zone. Mr. Ernest A. Brooks II, 1301 Ambassador Building, St. Louis 1, Mo., for applicants.

No. MC-FC 62326. By order of August 12, 1959, the Transfer Board approved the transfer to Mayer Pollock Steel Corporation, Pottstown, Pa., of Certificate No. MC 18573, issued May 12, 1959, to Sidney Pollock, William Pollock, Harold B. Federman, Donald E. Orr and Sanders M. Orr, a partnership, doing business as Mayer Pollock, Pottstown, Pa., authorizing the transportation of: Such commodities requiring specialized handling or rigging because of size or weight, between Pottstown, Pa., and points within 25 miles of Pottstown, on the one hand, and, on the other, points in New York, New Jersey, Delaware, and Maryland, within 100 miles of Pottstown, Pa. Franklin B. Blocksom, 133 Warrior Road, Drexel Hill, Pa., for applicants.

No. MC-FC 62462. By order of August 12, 1959, the Transfer Board approved the transfer to F. A. Wiggins, doing

business as White Transfer Company, Rockmart, Ga., of Permits Nos. MC 109604 and MC 109604 Sub 3, issued December 29, 1949 and January 19, 1950, respectively, in the name of Frank O. Crawford, doing business as White Transfer Company, Rockmart, Ga., authorizing the transportation of packing-house products, over irregular routes, from Rome, Ga., to Lindale, Cave Springs, Cedartown, Rockmart, and Aragon, Ga.; commodities classified as (1) meats, meat products and meat by-products; (2) dairy products and (3) Articles distributed by meat packing-houses, over irregular routes, from Rockmart, Ga., to points in Floyd and Polk Counties, Ga.; and from Rockmart, Ga., to Cartersville, Adairsville, Calhoun, Dalton, LaFayette, Trion, Summerville and Rocky Face, Ga.; and rejected shipments of the above-described commodities from the above-specified destination points to Rockmart, Ga. Cecil D. Franklin, Rockmart, Ga., for applicants.

[SEAL]

HAROLD D. MCCOY,  
Secretary.

[F.R. Doc. 59-6882; Filed, Aug. 18, 1959;  
8:50 a.m.]

[Notice 283]

### MOTOR CARRIER APPLICATIONS

AUGUST 14, 1959.

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carriers of property or passengers or brokers under sections 206, 209, and 211 of the Interstate Commerce Act and certain other proceedings with respect thereto.

All hearings will be called at 9:30 o'clock a.m., United States standard time (or 9:30 o'clock a.m., local daylight saving time), unless otherwise specified.

#### APPLICATIONS ASSIGNED FOR ORAL HEARING OR PRE-HEARING CONFERENCE

##### MOTOR CARRIERS OF PROPERTY

No. MC 504 (Sub No. 31), filed May 8, 1959. Applicant: HARPER MOTOR LINES, INC., 213 Long Avenue, P.O. Box 781, Elberton, Ga. Applicant's attorney: Reuben G. Crimm, 805 Peachtree Street Building, Atlanta 8, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods and frozen grape products*, in mixed loads transported in trailers equipped to provide refrigeration in transit, from Brocton and Westfield, N.Y., and Erie and North East, Pa., to points in North Carolina, South Carolina, and Georgia. Applicant is authorized to conduct regular route operations in Georgia, North Carolina, and South Carolina, and irregular route operations in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee,

Virginia, West Virginia, Wisconsin, and the District of Columbia.

NOTE: Applicant states it now holds authority to transport canned goods from and to these points, and that the purpose of this application is to permit the additional transportation of frozen grape products in mixed loads with canned goods.

HEARING: September 22, 1959, at 680 West Peachtree Street NW., Atlanta, Ga., before Examiner Robert A. Joyner.

No. MC 1051 (Sub No. 4), filed May 26, 1959. Applicant: SAM BASS TRUCKING CO., INC., P.O. Box 391, Flemington, N.J. Applicant's representative: Bert Collins, 140 Cedar Street, New York 6, N.Y. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Plastic materials*, such as powder, granules, pellets, flakes, lumps, or solid mass, in containers, from Flemington, N.J., to points in Pennsylvania and New York on and east of U.S. Highway 15, and *returned shipments* of plastic materials and *empty containers or other such incidental facilities* (not specified) used in transporting the commodities specified in this application on return movements. Applicant is authorized to conduct operations in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, and Pennsylvania. RESTRICTION: The operations to be authorized are to be limited to a transportation service to be performed, under a continuing contract, or contracts, with Cary Chemicals Inc.

HEARING: September 30, 1959, at 346 Broadway, New York, N.Y., before Examiner Walter R. Lee.

No. MC 1051 (Sub No. 5), filed June 8, 1959. Applicant: SAM BASS TRUCKING CO., INC., P.O. Box 391, Flemington, N.J. Applicant's representative: Bert Collins, 140 Cedar Street, New York 6, N.Y. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Plastic materials*, such as powder, granules, pellets, flakes, lumps or solid mass, in containers, from Flemington, N.J., to points in Connecticut, Massachusetts, and Rhode Island, and *returned shipments* of plastic materials and *empty containers or other such incidental facilities* (not specified) used in transporting the commodities specified in this application on return movements. RESTRICTION: The operations to be authorized are to be limited to a transportation service to be performed, under a continuing contract, or contracts, with Cary Chemicals Inc. Applicant is authorized to conduct operations in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, and Pennsylvania.

HEARING: September 30, 1959, at 346 Broadway, New York City, N.Y., before Examiner Walter R. Lee.

No. MC 1641 (Sub No. 43), filed July 1, 1959. Applicant: RAY PEAKE, doing business as PEAKE TRANSPORT SERVICE, Chester Nebr. Applicant's attorney: Einar Viren, 904 City National Bank Building, Omaha 2, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia, aqua*

*ammonia, agricultural insecticides, fungicides, herbicides and rodenticides, fertilizer, fertilizer solutions and compounds, urea, urea nitrate and other nitrogen solutions and compounds, acids, and chemicals, in bulk, in tank vehicles, (1) between points in Colorado, Illinois, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, Oklahoma, South Dakota, Wisconsin, and Wyoming; (2) from points in Texas to points in Colorado, Illinois, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, Oklahoma, South Dakota, Wisconsin, and Wyoming, and empty containers or other such incidental facilities and damaged and rejected shipments of the above-specified commodities on return. Applicant is authorized to conduct operations in Kansas, Nebraska, Iowa, and South Dakota.*

NOTE: Applicant states that no shipments will be transported between points in Colorado, and Wyoming.

HEARING: September 21, 1959, at the Rome Hotel, Omaha, Nebr., before Examiner Lacy W. Hinely.

No. MC 1641 (Sub No. 44), filed July 6, 1959. Applicant: RAY PEAKE, doing business as PEAKE TRANSPORT SERVICE, Chester, Nebr. Applicant's attorney: Einar Viren, 904 City National Bank Building, Omaha 2, Nebr. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Petroleum, petroleum products, and petroleum by-products, in bulk, in tank vehicles, from Columbus and Norfolk, Nebr., and Yankton, S. Dak., and points within 15 miles of each, to points in Iowa, Minnesota, Nebraska, North Dakota, and South Dakota, and empty containers or other such incidental facilities used in transporting the above-described commodities, and rejected shipments thereof, on return. Applicant is authorized to conduct operations in Kansas, Nebraska, Iowa, and South Dakota.*

HEARING: September 24, 1959, at the Rome Hotel, Omaha, Nebr., before Examiner Lacy W. Hinely.

No. MC 2002 (Sub No. 6), filed May 21, 1959. Applicant: PHILIPP TRANSIT LINES, INC., Highway 100 East, P.O. Box 441, Washington, Mo. Applicant's attorney: A. Michael Sullivan, 111 South Meramec Avenue, Clayton 5, Mo. Authority sought to operate as a common carrier by motor vehicle, over a regular route, transporting: *General commodities, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between Beaufort, Mo., and Drake, Mo., over U.S. Highway 50, serving no intermediate points. Applicant is authorized to conduct operations in Illinois and Missouri.*

HEARING: October 5, 1959, at the U.S. Court House and Custom House, 1114 Market Street, St. Louis, Mo., before Joint Board No. 179, or, if the Joint Board waives its right to participate, before Examiner Lacy W. Hinely.

No. MC 2307 (Sub No. 4), filed February 24, 1959. Applicant: MAINE FREIGHTWAYS, INC., 183 Washington Avenue, Portland, Maine. Applicant's

attorney: Milton E. Diehl, Room 1383, National Press Building, Washington 4, D.C. Authority sought to operate as a common carrier, by motor vehicle, over a regular route, transporting: *Class A and B explosives (for the armed forces), between Lincoln, Maine and Limestone, Maine, from Lincoln over U.S. Highway 2 to Houlton, thence over U.S. Highway 1 to Presque Isle, thence over U.S. Highway 1 to Caribou, thence over Maine Highway 89 to Limestone, and return over the same route, serving the intermediate points of Houlton and Presque Isle. Applicant is authorized to conduct operations in Rhode Island, Massachusetts, New Hampshire, and Maine.*

HEARING: September 21, 1959, at the Senate Chamber, State House, Augusta, Maine, before Joint Board No. 70.

No. MC 2392 (Sub No. 18), filed July 1, 1959. Applicant: WHEELER TRANSPORT SERVICE, INC., Genoa, Nebr. Applicant's attorney: Einar Viren, 904 City National Bank Building, Omaha 2, Nebr. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia, aqua ammonia, agricultural insecticides, fungicides, herbicides and rodenticides, fertilizer, fertilizer solutions and compounds, urea, urea nitrate and other nitrogen solutions and compounds, acids, and chemicals, in bulk, in tank vehicles, (1) between points in Colorado, Illinois, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, Oklahoma, South Dakota, Wisconsin, and Wyoming, and (2) from points in Texas to points in the above-named states, and empty containers or other such incidental facilities used in transporting the above-described commodities, and damaged or rejected shipments thereof, on return. Applicant is authorized to conduct operations in Kansas, Nebraska, and Iowa.*

NOTE: Applicant indicates the following restriction—no movements between Colorado and Wyoming.

HEARING: September 21, 1959, at the Rome Hotel, Omaha, Nebr., before Examiner Lacy W. Hinely.

No. MC 2392 (Sub No. 19), filed July 6, 1959. Applicant: WHEELER TRANSPORT SERVICE, INC., Genoa, Nebr. Applicant's attorney: Einar Viren, 904 City National Bank Building, Omaha 2, Nebr. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Petroleum, petroleum products, and petroleum by-products, in bulk, in tank vehicles, from Columbus and Norfolk, Nebr., and Yankton, S. Dak., and points within 15 miles of each, to points in Iowa, Minnesota, Nebraska, North Dakota, and South Dakota, and empty containers or other such incidental facilities used in transporting the above-described commodities, and rejected shipments thereof, on return. Applicant is authorized to conduct operations in Kansas, Nebraska, and Iowa.*

HEARING: September 24, 1959, at the Rome Hotel, Omaha, Nebr., before Examiner Lacy W. Hinely.

No. MC 2900 (Sub No. 95), filed June 16, 1959. Applicant: GREAT SOUTHERN TRUCKING COMPANY, a Corpo-

ration, P.O. Box 2408, 2050 Kings Road, Jacksonville, Fla. Authority sought to operate as a common carrier, by motor vehicle, over a regular route, transporting: *General commodities, including Class A and B explosives, but excluding articles of unusual value, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between Summerville, Ga., and Lyerly, Ga., over Georgia Highway 114, serving no intermediate points. Applicant is authorized to conduct operations in Alabama, Florida, Georgia, North Carolina, South Carolina, Tennessee, and Virginia.*

HEARING: October 2, 1959, at the Georgia Public Service Commission, 244 Washington Street SW., Atlanta, Ga., before Joint Board No. 101, or, if the Joint Board waives its right to participate, before Examiner Robert A. Joyner.

No. MC 4405 (Sub No. 334), filed July 17, 1959. Applicant: DEALERS TRANSPORT, INC., 12601 South Torrence Avenue, Chicago 33, Ill. Applicant's attorney: James W. Wrape, Sterick Building, Memphis, Tenn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Trailers, semi-trailers, trailer chassis, and semi-trailer chassis, other than those designed to be drawn by passenger automobiles, in initial movement by truckaway service, from West Plains, Mo., to points in the United States, including Alaska. Applicant is authorized to conduct operations throughout the United States.*

HEARING: October 13, 1959, at the U.S. Court House and Custom House, 1114 Market Street, St. Louis, Mo., before Examiner Lacy W. Hinely.

No. MC 4405 (Sub No. 336), filed August 4, 1959. Applicant: DEALERS TRANSPORT, INC., 12601 South Torrence Avenue, Chicago 33, Ill. Applicant's attorney: James W. Wrape, Sterick Building, Memphis, Tenn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Water, oil, blast hole or quarry and mining drills, self propelled or trailer mounted, and accessories or parts thereof when moving with such drills, from points in Wayne County, Ind., to points in the United States. (2) Road construction machinery and equipment as described by the Interstate Commerce Commission in Appendix VIII to Ex Parte No. 45, Descriptions in Motor Carrier Certificates, from Evansville, Ind., and Erie, Pa., to points in the United States. Applicant is authorized to conduct operations throughout the United States.*

NOTE: Applicant states that it seeks no authority which would duplicate any authority which may be certificated in applicant's pending MC 4405 Sub No. 305.

HEARING: September 18, 1959, at the U.S. Court Rooms, Indianapolis, Ind., before Examiner Michael B. Driscoll.

No. MC 4409 (Sub No. 17), filed August 5, 1959. Applicant: R. & H. CORPORATION, a Corporation, 1004 Stanton Avenue, New Kensington, Pa. Applicant's attorney: Harold S. Shertz, 811-819 Lewis Tower Building, 225 South 15th Street, Philadelphia 2, Pa. Au-



thority sought to operate as a *common or contract carrier*, by motor vehicle, over irregular routes, transporting: *Glass containers and caps, covers, disks, and tops therefor, and fibre-board boxes*, from Huntington and Charleston, W. Va., to points in New York (except New York City and points in Putnam, Westchester, Dutchess, Rockland, Orange, Ulster, and Sullivan Counties), and *returned glass containers, cullet and returned empty containers, pallets and shipping devices* used in the transportation of the above-specified commodities on return. Applicant is authorized to conduct operations in New Jersey, Pennsylvania, New York, Ohio, Delaware, Virginia, Maryland, the District of Columbia, West Virginia, Rhode Island, Massachusetts, Maine, Connecticut, Vermont, New Hampshire, North Carolina, South Carolina, Georgia, Alabama, Florida, and Indiana.

NOTE: A proceeding has been instituted under section 212(c) of the Interstate Commerce Act to determine whether applicant's status is that of a common or contract carrier in No. MC 4409 (Sub No. 11). Dual operations may be involved.

HEARING: September 30, 1959, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Donald R. Sutherland.

No. MC 4409 (Sub No. 18), filed August 5, 1959. Applicant: R. & H. CORPORATION, a Corporation, 1004 Stanton Avenue, New Kensington, Pa. Applicant's attorney: Harold S. Shertz, 811-819 Lewis Tower Building, 225 South 15th Street, Philadelphia 2, Pa. Authority sought to operate as a *common or contract carrier*, by motor vehicle, over irregular routes, transporting: *Glass containers and caps, covers, disks, and tops therefor, and fibre-board boxes*, from Charleston, Huntington, and Fairmount, W. Va., to points in the Lower Peninsula of Michigan, and *returned glass containers, cullet, and returned empty containers, pallets and shipping devices* used in the transportation of the above-specified commodities on return. Applicant is authorized to conduct operations in Pennsylvania, New Jersey, New York, Ohio, Delaware, Virginia, Maryland, the District of Columbia, West Virginia, Rhode Island, Massachusetts, Maine, Connecticut, Vermont, New Hampshire, North Carolina, South Carolina, Georgia, Alabama, Florida, and Indiana.

NOTE: A proceeding has been instituted under section 212(c) of the Interstate Commerce Act to determine whether applicant's status is that of a common or contract carrier in No. MC 4409 (Sub No. 11). Dual operations may be involved.

HEARING: September 30, 1959, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Donald R. Sutherland.

No. MC 7555 (Sub No. 34), filed May 8, 1959. Applicant: TEXTILE MOTOR FREIGHT, INC., P.O. Box 7, Ellerbe, N.C. Applicant's attorney: Reuben G. Crimm, 805 Peachtree Street Building, Atlanta 8, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned*

*goods and frozen grape products*, in mixed loads transported in trailers equipped to provide refrigeration in transit, from Brocton and Westfield, N.Y., to points in Florida and North Carolina; and from North East, Pa., to points in Florida. Applicant is authorized to conduct operations in Alabama, Connecticut, Delaware, Florida, Maryland, New Jersey, New York, North Carolina, Pennsylvania, South Carolina, Virginia, and West Virginia.

NOTE: Applicant states it now holds authority to transport canned goods from and to these points, and that the purpose of this application is to permit the additional transportation of frozen grape products in mixed loads with canned goods.

HEARING: September 22, 1959, at 680 West Peachtree Street N.W., Atlanta, Ga., before Examiner Robert A. Joyner.

No. MC 16346 (Sub No. 7) (REPUBLICATION), published FEDERAL REGISTER issue of February 4, 1959. Applicant: STORY'S EXPRESS COMPANY, INC., East Fourth Street and Mehrose Avenue, Chester, Pa. Applicant's attorney: Ralph C. Busser, Jr., 1609 Morris Building, 1421 Chestnut Street, Philadelphia 2, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between Chester, Delaware County, Pa., and points in Pennsylvania within ten (10) miles of Chester, and Philadelphia, Pa. Applicant is authorized to conduct operations in Delaware, Maryland, New Jersey, New York, Pennsylvania, Rhode Island, Virginia, and the District of Columbia. By application (Form BMC 78), filed December 2, 1958, authority as above-described was sought. Predicated on the evidence adduced at the hearing held March 18, 1959, and prior decisions of the Commission, Examiner Leo A. Riegel in a report and order served July 14, 1959 stated: "In view of the Commission's opinions in the *St. Johnsbury and Rowe Cases* supra the examiner concludes that transportation of commodities to freight forwarder's docks at Philadelphia requiring the use of winch equipment in loading over-the-road vehicles is not within the scope of the present application as published in the FEDERAL REGISTER in view of the request for authority to transport general commodities, except 'those requiring special equipment.' However, the examiner is of the opinion that the application should not be denied solely for the reason that the application did not set forth adequately the scope of the service proposed. Because of the possibility that parties, who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority actually sought herein, the recommended findings will require republication of a corrected notice of the authority actually granted and that the issuance of a certificate herein be withheld for a period of 30 days from the date of this republication, during which period any interested proper

party may file protest or other pleading." The examiner found also "that the present and future public convenience and necessity require operation by applicant as a common carrier by motor vehicle, in interstate or foreign commerce, over irregular routes, of general commodities, except those of unusual value, and except dangerous explosives, livestock, dairy products, films, new automobiles, household goods as defined by the Commission, and commodities injurious or contaminating to other lading, limited to assembly and distribution services for freight forwarders, between Chester, Pa., and points in Pennsylvania within 10 miles of Chester, on the one hand, and, on the other, Philadelphia, Pa., subject to prior republication of a correct notice in the FEDERAL REGISTER as hereinbefore described."

No. MC 19778 (Sub No. 31), filed June 24, 1959. Applicant: CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD COMPANY, a Wisconsin Corporation, 516 West Jackson Boulevard, Chicago 6, Ill. Applicant's attorney: Robert F. Munsell, 888 Union Station, Chicago 6, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, (1) between Minneapolis and St. Paul, Minn., and Lakeland, Minn., from Minneapolis and St. Paul over U.S. Highway 12 to its junction with Minnesota Highway 95, thence over Minnesota Highway 95 to Lakeland, and return over the same route; (2) between Lakeland, Minn., and Stillwater, Minn., over Minnesota Highway 95; (3) between Stillwater, Minn., and St. Paul and Minneapolis, Minn., over Minnesota Highway 212, serving all intermediate points on the above-specified routes. Applicant is authorized to conduct operations in Illinois and Iowa.

HEARING: September 28, 1959, at the Metropolitan Building, Room 926, Second Avenue, South and Third Streets, Minneapolis, Minn., before Joint Board No. 145.

No. MC 20783 (Sub No. 47), filed May 28, 1959. Applicant: TOMPKINS MOTOR LINES, INC., 611 Mulberry Street, Nashville, Tenn. Applicant's attorney: David Axelrod, 39 South LaSalle Street, Chicago 3, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen citrus fruit juice and pineapple juice concentrate mix; chilled citrus juice; citrus puree; chilled fresh citrus fruit juices; chilled fresh fruit salads; frozen citrus juice concentrates; frozen citrus fruit juices; frozen pineapple juice concentrates; frozen citrus fruit sections; frozen limeade concentrate, frozen lemonade concentrate or frozen lemonade and limeade concentrates, mixed, with or without sugar added; frozen fruit salad; frozen fruit juice, artificial or natural; frozen vegetable juice; frozen malt or milk and chocolate or cocoa beverage preparations; and frozen citrus fruit pulp*, from points in Florida, to points in North Dakota and South Dakota. Applicant is authorized to conduct operations in Tennessee, Georgia, North Carolina, Alabama, Florida, South Carolina, and Nebraska.



**HEARING:** October 6, 1959, at the U.S. Court Rooms, Tampa, Fla., before Examiner James O'D. Moran.

No. MC 25798 (Sub No. 28), filed May 7, 1959. Applicant: CLAY HYDER TRUCKING LINES, INC., Chimney Rock Highway, Hendersville, N.C. Applicant's attorney: Chester E. King, 1507 M Street, NW., Washington 5, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen citrus products*, and *citrus products*, not canned and not frozen, from points in Florida, to points in South Carolina and those in that part of North Carolina east of U.S. Highway 52, and *exempt commodities* on return. Applicant is authorized to conduct operations in Alabama, Arkansas, Connecticut, Delaware, the District of Columbia, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Virginia, West Virginia, and Wisconsin.

**HEARING:** October 5, 1959, at the U.S. Court Rooms, Tampa, Fla., before Examiner James O'D. Moran.

No. MC 31600 (Sub No. 465), filed June 10, 1959. Applicant: P. B. MUTRIE MOTOR TRANSPORTATION, INC., Calvary Street, Waltham, Mass. Applicant's attorney: Harry C. Ames, Jr., 216 Transportation Building, Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Commodities* in bulk, in tank vehicles, between points in Massachusetts, Rhode Island, Connecticut, Maine, Vermont, and New Hampshire on the one hand, and, on the other, points in North Carolina, South Carolina, Georgia, Alabama, and Florida; (2) *Liquid chocolate*, *liquid chocolate products* and *liquid cocoa butter*, in bulk, in tank vehicles, from points in New Jersey and Philadelphia, Pa., to points in Tennessee, and *refused* and *rejected shipments* of the commodities specified in (2) above on return. Applicant is authorized to conduct operations in Rhode Island, Massachusetts, New York, Connecticut, Pennsylvania, New Hampshire, Maine, Delaware, New Jersey, Kentucky, Maryland, Virginia, Ohio, Illinois, Indiana, North Carolina, Michigan, West Virginia, Vermont, South Carolina, and Georgia.

**HEARING:** September 23, 1959, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner William J. Cave.

No. MC 33641 (Sub No. 38), filed May 22, 1959. Applicant: INTERSTATE MOTOR LINES, INC., 235 West Third Street South, Salt Lake City, Utah. Applicant's attorney: Bertram Silver, 100 Bush Street, San Francisco 4, Calif. Authority sought to operate as a *common carrier*, by motor vehicle, transporting: over alternate routes, for operating convenience only, in connection with applicant's authorized regular route operations: *General commodities*, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk,

and those requiring special equipment, (1) between Preston, Idaho, and Pocatello, and return over the same route, serving no intermediate points; (2) between Brigham City, Utah, and Pocatello, Idaho, from Preston over U.S. Highway 91 to Pocatello, and return over the same route, serving no intermediate points; (2) between Brigham City, Utah, and Pocatello, Idaho, from Brigham City over U.S. Highway 30S to junction U.S. Highway 191, thence over U.S. Highway 191 to Pocatello, and return over the same route; (3) between Logan, Utah, and Brigham City, Utah, from Logan over Utah Highway 69 to Collinston, Utah, thence over unnumbered county road via Deweyville and Honeyville, Utah, to Brigham City, and return over the same route, serving no intermediate points and serving Deweyville, Utah, as a point of joinder; (4) between Deweyville, Utah, and a point on U.S. Highway 191 at or near Tremonton, Utah, from Deweyville over unnumbered county road to junction U.S. Highway 191 at or near Tremonton, and return over the same route, serving no intermediate points, and serving Deweyville as a point of joinder.

**NOTE:** Applicant states in connection with routes (1) and (2) above, that present regular route authority over a portion of the highways above specified is restricted to use only when Idaho Highway 34 is impassable due to weather conditions. Applicant is authorized to conduct regular route operations in Arizona, California, Colorado, Idaho, Illinois, Iowa, Kansas, Missouri, Nebraska, Nevada, Oregon, Utah, and Wyoming, and irregular route operations in California, Colorado, Idaho, Kansas, Missouri, Nebraska, Nevada, Oregon, Washington, and Wyoming.

**HEARING:** September 24, 1959, at the Utah Public Service Commission, Salt Lake City, Utah, before Joint Board No. 258.

No. MC 34767 (Sub No. 39), filed July 28, 1959. Applicant: GOOD'S TRANSFER, INCORPORATED, 234 Charles Street, Harrisonburg, Va. Applicant's attorney: Glenn F. Morgan, 1006-1008 Warner Building, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Meats*, *meat products*, *meat by-products* and *articles distributed by meat packing houses*, from Broadway, Va., and points within 5 miles thereof, and (2) *frozen foods* and *frozen food articles* and *dressed poultry* and *poultry plant*, and *packing house waste products*, from Alma, Edinburg, Glen Allen, Luray, New Market, Richmond, Staunton, Stephens City, Strasburg, Stuarts Draft, Winchester, and Woodstock, Va., and Brandywine and Moorefield, W. Va., and points in Rockingham County, Va., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Nebraska, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia, and *empty containers* or *other such incidental facilities* (not specified) used

in transporting the above-specified commodities on return. Applicant is authorized to conduct operations in Pennsylvania, Virginia, New York, the District of Columbia, Maryland, New Jersey, Ohio, North Carolina, West Virginia, Nebraska, Alabama, Louisiana, Georgia, Connecticut, Delaware, Kentucky, Massachusetts, Florida, Illinois, Indiana, Michigan, Rhode Island, South Carolina, Tennessee, Iowa, Minnesota, and Wisconsin.

**HEARING:** September 24, 1959, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Reece Harrison.

No. MC 34930 (Sub No. 19), filed July 24, 1959. Applicant: PRUE MOTOR TRANSPORTATION, INC., Mapelwood Avenue, Portsmouth, N.H. Applicant's attorney: Arthur J. Piken, 160-16 Jamaica Avenue, Jamaica 32, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, Portland, masonry, and hydraulic, in bulk and in bags on pallets, from Thomaston, Maine, to points in New Hampshire and Massachusetts, and *empty containers* or *other such incidental facilities* (not specified) used in transporting the commodity specified in this application, and *returned*, *rejected*, or *refused shipments*, and *return of pallets*, on return movements. Applicant is authorized to conduct operations in Maine, Massachusetts, and New Hampshire.

**HEARING:** September 24, 1959, at the New Post Office and Court House Building, Boston, Mass., before Joint Board No. 69.

No. MC 36473 (Sub No. 67), filed June 29, 1959. Applicant: CENTRAL TRUCK LINES, INC., 1005 Jackson Street, P.O. Box 1411, Tampa, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, transporting: *General commodities*, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between Bainbridge, Ga., and junction Florida Highway 269-A and U.S. Highway 90 (approximately three (3) miles east of Chattahoochee, Fla.), from Bainbridge over Georgia Highway 97 to the Georgia-Florida State line, thence over Florida Highway 269-A to junction U.S. Highway 90, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only, in connection with applicant's authorized regular route operations.

**HEARING:** October 7, 1959, at the U.S. Court Rooms, Tampa, Fla., before Joint Board No. 64, or, if the Joint Board waives its right to participate, before Examiner James O'D. Moran.

No. MC 41915 (Sub No. 20), filed May 8, 1959. Applicant: MILLER'S MOTOR FREIGHT, INC., Zinn's Quarry Road, York, Pa. Applicant's attorney: Norman T. Petow, 43 North Duke Street, York, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum* and *petroleum products*, from points in Venango County, Pa., to points in Delaware, Maryland, West Virginia,

Virginia, North Carolina, South Carolina, Georgia, Florida, and the District of Columbia, and *empty containers or other such incidental facilities* (not specified) used in transporting the above-specified commodities on return. Applicant is authorized to conduct operations in Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia.

NOTE: Applicant is authorized to transport Lubricating oils and greases from Reno (Venango County), Pa., to points in the states involved in the instant application. Applicant states, however, that the limitation of lubricating oils and greases does not permit it to transport certain petroleum derivatives presently manufactured by the shippers. Applicant further states that to the extent the instant application duplicates its present authority, it will surrender its present authority upon the grant of the instant application so that there shall be no duplication of rights.

HEARING: September 25, 1959, at the Pennsylvania Public Utility Commission, Harrisburg, Pa., before Examiner Herbert L. Hanback.

No. MC 42343 (Sub No. 9), filed June 4, 1959. Applicant: MACHISE EXPRESS COMPANY, INC., 500 North Egg Harbor Road, Hammonton, N.J. Applicant's attorney: Harry F. Gillis, Suite 226, 919 18th Street NW., Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, in bulk, in tank or hopper type vehicles, and in bags or other containers, from points in Maryland and Pennsylvania, to points in New Jersey, and *empty containers or other such incidental facilities* used in transporting cement, on return. Applicant is authorized to conduct operations in Pennsylvania, New Jersey and Delaware.

HEARING: October 12, 1959, at the Penn Sherwood Hotel, 3900 Chestnut Street, Philadelphia, Pa., before Examiner Herbert L. Hanback.

No. MC 50132 (Sub No. 66), filed June 29, 1959. Applicant: CENTRAL & SOUTHERN TRUCK LINES, INC., 312 West Morris Street, Caseyville, Ill. Authority sought to operate as a *common or contract carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products*, from Nashville, Ill., to points in Alabama, Arkansas, Florida, Kentucky, Louisiana, Mississippi, Missouri, Tennessee, and Texas. Applicant is authorized to conduct operations in Alabama, Arkansas, California, Colorado, Connecticut, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Mexico, North Carolina, Ohio, Oklahoma, South Carolina, Tennessee, Texas, Virginia, West Virginia, and Wisconsin.

NOTE: A proceeding has been instituted under section 212(c) to determine whether applicant's status is that of a common or contract carrier in No. MC 50132 (Sub No. 38).

HEARING: October 12, 1959, at the U.S. Court House and Custom House, 1114 Market Street, St. Louis, Mo., before Examiner Lacy W. Hinely.

No. MC 50132 (Sub No. 68), filed July 16, 1959. Applicant: CENTRAL & SOUTHERN TRUCK LINES, INC., 312 West Morris Street, Caseyville, Ill. Authority sought to operate as a *common or contract carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products*, from Nashville, Ill., to points in Iowa, Kansas, and Nebraska, and *empty cans and closures*, from Weirton, W. Va., to Nashville, Ill. Applicant is authorized to conduct operations in Illinois, Louisiana, Arkansas, Missouri, Tennessee, Kentucky, North Carolina, South Carolina, Nebraska, Mississippi, Kansas, Alabama, Georgia, Virginia, Indiana, Ohio, West Virginia, California, Florida, Colorado, Connecticut, Massachusetts, Michigan, Minnesota, New Mexico, Maryland, Texas, Oklahoma, and Wisconsin.

NOTE: A proceeding has been instituted under section 212(c), No. MC 50132 (Sub No. 38), to determine whether applicant's status is that of a contract or common carrier.

HEARING: October 12, 1959, at the U.S. Court House and Custom House, 1114 Market Street, St. Louis, Mo., before Examiner Lacy W. Hinely.

No. MC 52917 (Sub No. 35), filed August 3, 1959. Applicant: CHESAPEAKE MOTOR LINES, INC., 340 West North Avenue, Baltimore 17, Md. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Perishable foods* requiring refrigeration, in vehicles equipped with temperature control devices, (1) between Baltimore, Md., and points in Maryland, Virginia, West Virginia, and Pennsylvania within the territory bounded by a line beginning at Fort Armistead Park, Md., and extending southeasterly along the Patapsco River to the Chesapeake Bay, thence in a southerly direction along the western shore of the Chesapeake Bay to Annapolis, Md., thence westerly along U.S. Highway 50 to the junction of Virginia Highway 237, thence southwesterly along Virginia Highway 237 to Fairfax, Va., thence westerly along Virginia Highway 236 to junction with U.S. Highway 50, thence westerly along U.S. Highway 50 to Winchester, Va., thence northeasterly along U.S. Highway 11 to Wormleysburg, Pa., thence across bridge to Harrisburg, Pa., thence easterly along U.S. Highway 22 to the Delaware River, thence along the Delaware River to the Pennsylvania-Delaware State line, thence along the Delaware-Pennsylvania State line to the Maryland-Pennsylvania State line to U.S. Highway 1, thence southwesterly along U.S. Highway 1 to Baltimore, Md., and to point of beginning, except that service authorized in Certificate No. MC 52917 between Baltimore, Md., and Alexandria, Va., and from Baltimore, Md., to Philadelphia, Chester and Marcus Hook, Pa.; (2) between Baltimore, Md., and Lorton, Va.; (3) from points in Maryland east of U.S. Highway 1 and north of Baltimore, Md., to Baltimore, Md., except that service authorized in Certificate No. MC 52917 between Baltimore, Md., and Alexandria, Va. Applicant is authorized

to conduct operations in Maryland, Virginia, Delaware, New Jersey, and New York.

HEARING: September 29, 1959, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Leo W. Cunningham.

No. MC 52917 (Sub No. 36), filed August 3, 1959. Applicant: CHESAPEAKE MOTOR LINES, INC., 340 West North Avenue, Baltimore 17, Md. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, and dairy products* as defined in Appendix 1, sub headings A and B in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in vehicles equipped with meat rails and temperature control devices, (1) between Baltimore, Md., and points in Maryland, Virginia, West Virginia, and Pennsylvania within the territory bounded by a line beginning at Fort Armistead Park, Md., and extending southeasterly along the Patapsco River to the Chesapeake Bay, thence in a southerly direction along the western shore of the Chesapeake Bay to Annapolis, Md., thence westerly along U.S. Highway 50 to the junction of Virginia Highway 237, thence southwesterly along Virginia Highway 237 to Fairfax, Va., thence westerly along Virginia Highway 236 to junction of U.S. Highway 50, thence westerly along U.S. Highway 50 to Winchester, Va., thence northeasterly along U.S. Highway 11 to Wormleysburg, Pa., thence across bridge to Harrisburg, Pa., thence easterly along U.S. Highway 22 to Allentown, Pa., thence southwesterly along U.S. Highway 222 to junction with U.S. Highway 1 near Conowingo, Md., thence southwesterly along U.S. Highway 1 to Fort Armistead Park, Md., including points on the above-specified routes, excepting Allentown, Chambersburg, Gettysburg, Hanover, Harrisburg, Lancaster, Reading, Shippensburg, and Waynesboro, Pa., and that service authorized in Certificate No. MC 52917 between Baltimore, Md., and Alexandria, Va.; (2) between Baltimore, Md., and Lorton, Va. Applicant is authorized to conduct operations in Maryland, Virginia, Delaware, New Jersey, and New York.

HEARING: September 29, 1959, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Leo W. Cunningham.

No. MC 60272 (Sub No. 6), filed May 11, 1959. Applicant: HANSON TRANSFER, INC., Mayville, N. Dak. Applicant's attorney: Alan Foss, First National Bank Building, Fargo, N. Dak. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except sugar, and except commodities of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving Larimore, N. Dak., as an intermediate point, and Emerado and Arvilla, N. Dak., as off-route points, in connection with applicant's authorized regular route operation between Northwood and Grand Forks, N. Dak., over North Dakota Highway 18 and U.S. Highway 2. Applicant

is authorized to conduct operations in North Dakota and Minnesota.

**HEARING:** October 9, 1959, at the North Dakota Public Service Commission, Bismarck, N. Dak., before Joint Board No. 300.

No. MC 60787 (Sub No. 3), filed June 29, 1959. Applicant: O. J. GARRISON, JR., doing business as HOOD-GARRISON VAN & STORAGE COMPANY, 5529 First Avenue South, Birmingham, Ala. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Alabama and Florida, on the one hand, and, on the other, points in Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Mississippi, Missouri, North Carolina, Ohio, Tennessee, Michigan, Texas, Oklahoma, Arkansas, New York, New Jersey, South Carolina, Virginia, West Virginia, Maryland, Delaware, Pennsylvania, and the District of Columbia. Applicant is authorized to conduct operations in Alabama, the District of Columbia, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Mississippi, Missouri, New Jersey, North Carolina, and Ohio.

**HEARING:** September 28, 1959, at the Hotel Thomas Jefferson, Birmingham, Ala., before Examiner Robert A. Joyner.

No. MC 62835 (Sub No. 12), filed April 27, 1959. Applicant: C. E. S. TRUCK LINES, INC., Highway 61-67, Crystal City, Mo. Applicant's attorney: G. M. Rebman, 1230 Boatman's Bank Building, St. Louis 2, Mo. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass, glass products* and other *commodities used or useful in the manufacture, preparation for shipment and transportation of glass, including, but not limited to items such as cartons, separators, and packaging material*, between Crystal City, Mo., on the one hand, and, on the other, Decatur, Ill., and the plant site of Pittsburgh Plate Glass Co., at or near Decatur and Mount Zion, Ill. Applicant is authorized to conduct regular route operations in Illinois and Missouri, and irregular route operations in Arkansas, Illinois, Indiana, and Missouri.

**HEARINGS:** October 5, 1959, at the U.S. Court House and Custom House, 1114 Market Street, St. Louis, Mo., before Joint Board No. 135, or, if the Joint Board waives its right to participate, before Examiner Lacy W. Hinely.

No. MC 63502 (Sub No. 4), filed July 2, 1959. Applicant: CLIFFORD L. OBERST, Main Street, Conyngham, Pa. Applicant's attorney: John W. Frame, 603 North Front Street, Harrisburg, Pa. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Bakery products, ingredients of bakery products, and empty containers* used in the transportation of such commodities, between West Hazelton, Pa., and Middletown, N.Y. Applicant is authorized to conduct operations in Pennsylvania and New York.

**NOTE:** Applicant states that the above transportation will be performed for the account of the Spaulding Bakeries, Inc.

**HEARING:** September 24, 1959, at the Pennsylvania Public Utility Commission,

Harrisburg, Pa., before Examiner Herbert L. Hanback.

No. MC 76888 (Sub No. 1), filed June 17, 1959. Applicant: EQUITY EXPRESS, INC., D.L.W. R.R., Pier 68 North River, New York, N.Y. Applicant's attorney: Morris Honig, 150 Broadway, New York 38, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities, including articles of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment*, from New York, N.Y., to points in Nassau, Suffolk and Westchester Counties, N.Y. Applicant is authorized to conduct operations in New Jersey and New York.

**HEARING:** October 1, 1959, at 346 Broadway, New York City, N.Y., before Examiner Walter R. Lee.

No. MC 78042 (Sub No. 2), filed April 15, 1959. Applicant: BEAROFF BROTHERS, INC., Swedeland Road, P.O. Box 21, Bridgeport, Pa. Applicant's representative: Jacob Polin, 314 Old Lancaster Road, Merion, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pig iron and ingots, in dump vehicles, from Philadelphia, Pa., to points in Pennsylvania; pig iron, brickettes, ingots, coke, and sulphate of ammonia, in dump vehicles, from Swedeland, Pa., to points in New York, Virginia, and West Virginia; dry bulk commodities, in dump vehicles, from points in New York, Virginia, and West Virginia, to Swedeland, Pa.; and returned or rejected shipments of the above-described commodities, on return*. Applicant is authorized to conduct operations in Pennsylvania, New Jersey, Delaware, Maryland, and the District of Columbia.

**HEARING:** September 30, 1959, at the Penn Sherwood Hotel, 3900 Chestnut Street, Philadelphia, Pa., before Examiner Herbert L. Hanback.

No. MC 85374 (Sub No. 4), filed June 25, 1959. Applicant: FERRO TRUCKING, INC., 112 Hudson Street, New York, N.Y. Applicant's representative: Bert Collins, 140 Cedar Street, New York, N.Y. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Food products, pharmaceuticals, and food ingredients, and materials and supplies* used in the sale and distribution of such commodities, between New York, N.Y., on the one hand, and, on the other, points in Hudson, Essex, Union, Passaic, Bergen, and Middlesex Counties, N.J. Applicant is authorized to conduct operations in New York and New Jersey.

**NOTE:** Applicant states that the above transportation will be conducted under a continuing contract or contracts with The Borden Company, New York, N.Y.

**HEARING:** October 7, 1959, at the New York Public Service Commission, 199 Church Street, New York, N.Y., before Examiner Walter R. Lee.

No. MC 95540 (Sub No. 305), filed June 15, 1959. Applicant: WATKINS MOTOR LINES, INC., Cassidy Road, Thomasville, Ga. Applicant's attorney: Joseph Blackshear, Gainesville, Ga. Au-

thority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Dairy products, including cheese foods*, from New York, N.Y., to Lakeland, Fla., and (2) *prepared fish and fish products, condiments, spreads, salads and prepared horseradish* when in mixed shipments with *dairy products, as defined by the Commission*, from New York, N.Y., and Chestertown, Md., to Miami, Orlando, Tampa, Lakeland, and Jacksonville, Fla. Applicant is authorized to conduct operations in Alabama, Arkansas, California, Connecticut, Delaware, the District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New Mexico, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Virginia, West Virginia, and Wisconsin.

**HEARING:** October 2, 1959, at 346 Broadway, New York City, N.Y., before Examiner Walter R. Lee.

No. MC 99989 (Sub No. 1), Filed May 25, 1959. Applicant: JACK'S FAST FREIGHT, INC., 1035 Bankhead Avenue NW., P.O. Box 233, Station D, Atlanta 18, Ga. Applicant's attorney: R. J. Reynolds, Jr., 1403 Citizens & Southern National Bank Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over a regular route, transporting: *General commodities*, except those of unusual value, Class A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between Atlanta, Ga., and Copperhill, Tenn., from Atlanta over Georgia Highway 3-E to junction Georgia Highway 5, thence over Georgia Highway 5 to the Georgia-Tennessee State line, thence over Tennessee Highway 68 to Copperhill, and return over the same route, serving all intermediate points north of Marietta, Ga., including Canton, Tate, Ellijay, Blue Ridge, and McCaysville, Ga., but excluding intermediate points between Atlanta, Ga., and Marietta, Ga., and without the right to serve Marietta, Ga., and serving the off-route points of Whitestone and Marblehill, Ga.

**NOTE:** Applicant conducts operations under the Second Proviso of section 206(a)(1) of the Interstate Commerce Act and states that the purpose of the instant application is to convert its registered operating authority into regularly certificated rights because of the proposed extension of operations across the State line into Tennessee. Applicant further states it proposes to serve the off-route points of Whitestone, Ga., over unnumbered County Road and Marblehill, Ga., over Georgia Highway 53.

**HEARING:** September 25, 1959, at the Georgia Public Service Commission, 244 Washington Street SW., Atlanta, Ga., before Joint Board No. 238, or, if the Joint Board waives its right to participate, before Examiner Robert A. Joyner.

No. MC 102616 (Sub 684), filed July 16, 1959. Applicant: COASTAL TANK LINES, INC., 501 Grantley Road, York, Pa. Applicant's attorney: Harold G. Hernly, 1624 Eye Street NW., Washing-

ton 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities in bulk*, in tank vehicles, between points in Massachusetts, Rhode Island, Connecticut, Maine, Vermont, and New Hampshire, on the one hand, and, on the other, points in North Carolina, South Carolina, Georgia, Alabama, and Florida; and *refused and rejected shipments thereof*, on return movements. Applicant is authorized to conduct operations in Connecticut, Indiana, Massachusetts, New York, Pennsylvania, Tennessee, Wisconsin, Delaware, Kentucky, Michigan, North Carolina, Rhode Island, Virginia, Illinois, Maryland, New Jersey, Ohio, South Carolina, West Virginia, and the District of Columbia.

**HEARING:** September 23, 1959, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner William J. Cave.

No. MC 102799 (Sub No. 3), filed May 12, 1959. Applicant: PACKAGE MESSENGERS, INC., 2939 West Page Street, Philadelphia 21, Pa. Applicant's attorney: Paul F. Barnes, 811-819 Lewis Tower Building, 225 South 15th Street, Philadelphia 2, Pa. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Processed and unprocessed film*, between points in Philadelphia, Delaware, Chester, Lancaster, Berks, Lehigh, Northampton, Bucks, Montgomery, Lebanon, and Dauphin Counties, Pa. Applicant states the proposed service is to be performed under a continuing contract or contracts with Eastman Kodak Company and Kodak Processing Laboratory, Inc. Applicant is authorized to conduct operations in Delaware, New Jersey, and Pennsylvania.

**HEARING:** September 7, 1959, at the Penn Sherwood Hotel, 3900 Chestnut Street, Philadelphia, Pa., before Examiner Herbert L. Hanback.

No. MC 103051 (Sub No. 75), filed June 8, 1959. Applicant: WALKER HAULING CO., INC., 624 Penn. Avenue NE, Atlanta 3, Ga. Applicant's attorney: R. J. Reynolds, Jr., Suite 1403, C & S National Bank Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulphuric acid*, in bulk, in tank vehicles, from points in Decatur County, Ga., to points in Bay County, Fla. Applicant is authorized to conduct operations in Alabama, Delaware, Florida, Georgia, Indiana, Kentucky, Louisiana, Maryland, Mississippi, North Carolina, Ohio, Tennessee, Texas, and Virginia.

**HEARING:** October 1, 1959, at the Georgia Public Service Commission, 244 Washington Street SW., Atlanta, Ga., before Joint Board No. 64, or, if the Joint Board waives its right to participate, before Examiner Robert A. Joyner.

No. MC 103378 (Sub No. 127), filed May 18, 1959. Applicant: PETROLEUM CARRIER CORPORATION, 369 Margaret Street, Jacksonville, Fla. Applicant's attorney: Martin Sack, 500 Atlantic National Bank Building, Jacksonville 2, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asphalt*, in bulk, in tank vehicles, from Panama

City, Fla., to points in Alabama lying in and south of Choctaw, Marengo, Perry, Chilton, Coosa, Tallapoosa, and Chambers Counties. Applicant is authorized to conduct operations in Alabama, Florida, Georgia, North Carolina, South Carolina, and Tennessee.

**HEARING:** September 24, 1959, at the Mayflower Hotel, Jacksonville, Fla., before Joint Board No. 98, or, if the Joint Board waives its right to participate, before Examiner James O'D. Moran.

No. MC 103378 (Sub No. 129), filed May 29, 1959. Applicant: PETROLEUM CARRIER CORPORATION, 369 Margaret Street, Jacksonville, Fla. Applicant's attorney: Martin Sack, Atlantic National Bank Building, Jacksonville, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Crude tall oil*, in bulk, in tank vehicles, from points in Wayne County, Ga., to Port St. Joe, Fla. Applicant is authorized to conduct operations in Alabama, Florida, Georgia, North Carolina, South Carolina, and Tennessee.

**HEARING:** September 24, 1959, at the Mayflower Hotel, Jacksonville, Fla., before Joint Board No. 64, or, if the Joint Board waives its right to participate, before Examiner James O'D. Moran.

No. MC 103378 (Sub No. 132), filed June 10, 1959. Applicant: PETROLEUM CARRIER CORPORATION, 369 Margaret Street, Jacksonville, Fla. Applicant's attorney: Martin Sack, 500 Atlantic Nat'l Bank Building, Jacksonville 2, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Gum rosin*, in bulk, in tank trucks, from Lake City, Fla., to Valdosta, Ga. Applicant is authorized to conduct operations in Florida, Georgia, North Carolina, South Carolina, Tennessee, and Alabama.

**HEARING:** September 24, 1959, at the Mayflower Hotel, Jacksonville, Fla., before Joint Board No. 64, or, if the Joint Board waives its right to participate, before Examiner James O'D. Moran.

No. MC 103378 (Sub No. 134), filed June 11, 1959. Applicant: PETROLEUM CARRIER CORPORATION, 369 Margaret Street, Jacksonville, Fla. Applicant's attorney: Martin Sack, 500 Atlantic Nat'l Bank Building, Jacksonville 2, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pentachlorophenol*, in bulk, in tank vehicles, from Conyers, Ga., to points in Alabama, Mississippi, Florida, North Carolina, South Carolina, Louisiana, and Tennessee. Applicant is authorized to conduct operations in Georgia, Florida, South Carolina, Alabama, North Carolina, Tennessee, and West Virginia.

**HEARING:** September 30, 1959, at 680 West Peachtree Street, Atlanta, Ga., before Examiner Robert A. Joyner.

No. MC 105006 (Sub No. 1), filed July 21, 1959. Applicant: LEWIS L. SMITH, doing business as L. L. SMITH TRUCKING COMPANY, South Fair, Powell, Wyo. Applicant's attorney: John T. Dixon, Box 735, Powell, Wyo. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, materials, supplies, and equipment incidental to or*

used in the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, and *empty containers or other such incidental facilities* used in transporting the above commodities, between points in Montana, Colorado, and Wyoming located within 100 miles of Lovell, Wyo., including Lovell. Applicant is authorized to conduct operations in Montana and Wyoming.

**HEARING:** October 2, 1959, at the Commercial Club, Billings, Mont., before Joint Board No. 265.

No. MC 106748 (Sub No. 7), filed May 11, 1959. Applicant: REGINALD GODDARD, doing business as GODDARD'S TRANSPORTATION, Main Street, Hydeville, Vt. Applicant's attorney: John J. Brady, Jr., 75 State Street, Albany 7, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Slate* (roofing slate and flagstone slate), loose and uncrated, from Fair Haven, Vt., to points in Rhode Island, Connecticut, and New Hampshire, points in Massachusetts west of Massachusetts Highway 12, and points in Maine on and south of a line beginning at the Maine-New Hampshire State line at U.S. Highway 302, along U.S. Highway 302 to junction Maine Highway 11 at Naples, Maine, thence over Maine Highway 11, through Auburn, to Lewiston, Maine, thence southeasterly over Maine Highway 196 to junction U.S. Highway 201 at Topsham, Maine, and thence over U.S. Highway 201 to Brunswick, Maine, including Brunswick; and *wooden pallets* used in transporting the above-described commodities, on return. Applicant is authorized to conduct operations in Vermont, Massachusetts, Maryland, the District of Columbia, Pennsylvania, New York, Rhode Island, New Jersey, New Hampshire, and Connecticut.

**NOTE:** Applicant states it does not seek any duplicating authority.

**HEARING:** September 28, 1959, at the Federal Building, Albany, N.Y., before Examiner Walter R. Lee.

No. MC 106965 (Sub No. 134), filed July 16, 1959. Applicant: M. I. O'BOYLE & SON, INC., doing business as O'BOYLE TANK LINES, 1825 Jefferson Place NW., Washington 6, D.C. Applicant's attorney: Dale C. Dillon, 1825 Jefferson Place NW., Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Commodities*, in bulk, in tank vehicles, between points in Massachusetts, Rhode Island, Connecticut, Maine, Vermont, and New Hampshire, on the one hand, and, on the other, points in North Carolina, South Carolina, Georgia, Alabama, and Florida, and (2) *Liquid chocolate, liquid chocolate products and liquid cocoa butter*, in bulk, in tank vehicles, from points in New Jersey and Philadelphia, Pa., to points in Tennessee. Applicant is authorized to conduct operations in Delaware, the District of Columbia, Illinois, Indiana, Maryland, Minnesota, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Virginia, West Virginia,



and Wisconsin. Dual operations may be involved.

**HEARING:** September 23, 1959, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner William J. Cave.

No. MC 107403 (Sub No. 290), filed July 29, 1959. Applicant: E. BROOKE MATLACK, INC., 33d and Arch Streets, Philadelphia 4, Pa. Applicant's attorney: Paul F. Barnes, 811-819 Lewis Tower Building, 225 South 15th Street, Philadelphia 2, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities in bulk*, in tank vehicles, between points in Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont, on the one hand, and, on the other, points in Alabama, Florida, Georgia, North Carolina, and South Carolina. Applicant is authorized to conduct operations in Alabama, Connecticut, Delaware, Georgia, Illinois, Indiana, Kansas, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia.

**NOTE:** Applicant holds contract carrier authority in Permit No. MC 117636 Sub 1. Section 210, dual operations, may be involved.

**HEARING:** September 23, 1959, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner William J. Cave.

No. MC 107475 (Sub No. 37), filed May 28, 1959. Applicant: DANCE FREIGHT LINES, INC., 286 New Circle Road, Lexington, Ky. Applicant's attorney: Allen Watkins, 214-216 Grant Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between Charlotte, N.C., and Hickory, N.C., from Charlotte, over North Carolina Highway 16 to Conover, N.C., thence over U.S. Highway 64 or 70 to Hickory, and return over the same route serving no intermediate points, as an alternate route for operating convenience only in connection with applicant's regular route operations. Applicant is authorized to conduct operations in Georgia, Illinois, Indiana, Kentucky, North Carolina, Ohio, South Carolina, and Tennessee.

**HEARING:** September 22, 1959, at the U.S. Court Rooms, Uptown Post Office Building, Raleigh, N.C., before Joint Board No. 103, or, if the Joint Board waives its right to participate, before Examiner James O'D. Moran.

No. MC 107515 (Sub No. 327), filed June 22, 1959. Applicant: REFRIGERATED TRANSPORT CO., INC., 290 University Avenue SW., Atlanta 10, Ga. Applicant's attorney: Allan Watkins, 214-216 Grant Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats*,

from Miami, Fla., to Danville, Roanoke, Richmond, and Norfolk, Va. Applicant is authorized to conduct operations in Alabama, Arizona, Arkansas, California, Colorado, Florida, Georgia, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, Nevada, New Mexico, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, Utah, Virginia, West Virginia, and Wisconsin.

**NOTE:** Section 210, dual operations, may be involved.

**HEARING:** October 7, 1959, at the U.S. Court Rooms, Tampa, Fla., before Examiner James O'D. Moran.

No. MC 107757 (Sub No. 18), filed May 18, 1959. Applicant: M. C. Slater, Inc., 1129 Bremen Avenue, St. Louis 7, Mo. Applicant's representative: A. A. Marshall, 305 Buder Building, St. Louis 1, Mo. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Class A explosives*, from East Alton, Ill., to West Lake Quarry, near St. Charles, Mo., and *empty containers or other such incidental facilities* used in transporting Class A explosives, on return. Applicant is authorized to conduct operations in Illinois and Missouri.

**HEARING:** October 5, 1959, at the U.S. Court House and Custom House, 1114 Market Street, St. Louis, Mo., before Joint Board No. 135, or, if the Joint Board waives its right to participate, before Examiner Lacy W. Hinely.

No. MC 109689 (Sub No. 93), filed June 15, 1959. Applicant: W. S. HATCH CO., 643 South 800 West, Woods Cross, Utah. Applicant's attorney: Mark K. Boyle, 345 South State Street, Salt Lake City, Utah. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, and *rejected or contaminated shipments* of the above-described commodities, between points in San Juan and Kane Counties, Utah to points in Arizona. Applicant is authorized to conduct operations in Utah, Nevada, Idaho, Oregon, Colorado, Montana, Wyoming, Arizona, California, New Mexico, and Washington.

**HEARING:** September 21, 1959, at the Utah Public Service Commission, Salt Lake City, Utah, before Joint Board No. 48.

No. MC 109761 (Sub No. 21), filed May 4, 1959. Applicant: CARL SUBLER TRUCKING, INC., 906 Magnolia Avenue, Auburndale, Fla. Applicant's attorneys: Herbert Baker, 50 West Broad Street, Columbus 15, Ohio, and Benjamin J. Brooks, Washington Loan and Trust Building, Washington 4, D.C. Authority sought to operate as a *common or contract carrier*, by motor vehicle, over irregular routes, transporting: *Fruit and fruit juices, vegetable and vegetable juices, fruit and vegetable drink, fruit and vegetable drink base, prune drink base, fruit and vegetable juice concentrates, and citrus products*, with or without additives, in bulk, from points in Florida to points in Alabama, Arkansas, Connecticut, Delaware, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisiana,

Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Virginia, West Virginia, Wisconsin, and the District of Columbia, and *empty containers or other such incidental facilities* (not specified) used in transporting the above-specified commodities on return. Applicant is authorized to conduct operations in Florida, Michigan, Illinois, Wisconsin, Minnesota, Indiana, Ohio, Georgia, Maine, New Hampshire, and Vermont.

**NOTE:** A proceeding has been instituted under section 212(c) to determine whether applicant's status is that of a common or contract carrier in No. MC 109761 (Sub. No. 12).

**HEARING:** October 1, 1959, at the U.S. Court Rooms, Tampa, Fla., before Examiner James O'D. Moran.

No. MC 110525 (Sub No. 395), filed July 21, 1959. Applicant: CHEMICAL TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, Pa. Applicant's attorneys: Leonard A. Jaskiewicz and Chester A. Zyblut, Munsey Building, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities in bulk*, in tank vehicles, between points in Massachusetts, Rhode Island, Connecticut, Maine, Vermont, and New Hampshire, on the one hand, and, on the other, points in North Carolina, South Carolina, Georgia, Alabama and Florida. Applicant is authorized to conduct operations in New Jersey, New York, Maryland, Pennsylvania, Kentucky, West Virginia, Ohio, Delaware, Virginia, North Carolina, Tennessee, Kansas, Michigan, Illinois, Connecticut, Massachusetts, Indiana, Rhode Island, Minnesota, Missouri, Wisconsin, Georgia, the District of Columbia, Vermont, Texas, South Carolina, Oklahoma, New Hampshire, Nebraska, Maine, Louisiana, Iowa, Florida, California, Arkansas, and Alabama.

**NOTE:** Applicant has contract carrier applications pending in MC 117507 and sub numbers thereunder; therefore, dual operations under section 210 may be involved.

**HEARING:** September 23, 1959, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner William J. Cave.

No. MC 110525 (Sub No. 396), filed July 21, 1959. Applicant: CHEMICAL TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, Pa. Applicant's attorneys: Leonard A. Jaskiewicz and Chester A. Zyblut, Munsey Building, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Varnishes and resins*, in bulk, in tank vehicles, from Schenectady and Rotterdam Junction, N.Y., to points in Connecticut and Massachusetts, and *rejected shipments* of varnishes and resins, on return. Applicant is authorized to conduct operations in New Jersey, New York, Maryland, Pennsylvania, Kentucky, West Virginia, Ohio, Delaware, Virginia, North Carolina, Tennessee, Kansas, Michigan, Illinois, Connecticut, Massachusetts, Indiana, Rhode Island, Minnesota, Missouri, Wisconsin,

Georgia, Alabama, Arkansas, California, Florida, Iowa, Louisiana, Maine, Nebraska, New Hampshire, Oklahoma, South Carolina, Texas, Vermont, and the District of Columbia.

NOTE: Applicant has contract carrier applications pending in MC 117507 and sub numbers thereunder; therefore, dual operations under section 210 may be involved.

**HEARING:** September 29, 1959, at the Federal Building, Albany, N.Y., before Examiner Walter R. Lee.

No. MC 110698 (Sub No. 123), filed June 19, 1959. Applicant: RYDER TANK LINE, INC., P.O. Box 457, Greensboro, N.C. Applicant's attorney: Frank B. Hand, Jr., Transportation Building, Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Commodities in bulk*, in tank vehicles, between points in Massachusetts, Rhode Island, Connecticut, Maine, Vermont, and New Hampshire, on the one hand, and, on the other, points in North Carolina, South Carolina, Georgia, Alabama, and Florida; and (2) *liquid chocolate and liquid chocolate products*, and *liquid cocoa butter*, in bulk, in tank vehicles, from points in New Jersey, and Philadelphia, Pa., to points in Tennessee. Applicant is authorized to conduct operations in Massachusetts, Rhode Island, New York, Connecticut, Maine, New Hampshire, Pennsylvania, Vermont, Indiana, Michigan, Delaware, Ohio, Illinois, South Carolina, North Carolina, Maryland, West Virginia, New Jersey, Virginia, and Kentucky.

**HEARING:** September 23, 1959, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner William J. Cave.

No. MC 111015 (Sub No. 5), filed June 4, 1959. Applicant: L. P. M. CORPORATION, 52 West Way, Chappaque, N.Y., Applicant's attorney: Clarence D. Todd, 1825 Jefferson Place NW., Washington 6, D.C. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise as is dealt in by manufacturers and refiners of, and dealers in, precious metals and precious metal alloys*, and in connection therewith, *materials, supplies and equipment* used in the conduct of such business, between Fairfield, Conn., Providence, R.I., Chicago, Ill., and New York, N.Y., and points in New Jersey and New York within 20 miles of New York, N.Y., on the one hand, and, on the other, points in New York, New Jersey, Pennsylvania, Connecticut, Massachusetts, Rhode Island, Ohio, Indiana, Michigan and Illinois. Applicant states the following restriction: The operation herein proposed is to be performed under a contract, or contracts, with Handy & Harman. Applicant is authorized to conduct operations in Connecticut, Massachusetts, New Jersey, New York, and Rhode Island.

**HEARING:** October 2, 1959, at 346 Broadway, New York City, N.Y., before Examiner Walter R. Lee.

No. MC 111470 (Sub No. 3), filed June 22, 1959. Applicant: GLOUCESTER TRUCKING, INC., 805 Cherry Street, Gloucester, N.J. Authority sought to operate as a *contract carrier*, by motor

vehicle, over irregular routes, transporting: *Such materials, supplies and equipment* as are used by telephone companies in the construction, maintenance and repair of their equipment, between Baltimore, Md., on the one hand, and, on the other, points in New Jersey. Applicant is authorized to conduct similar operations in New Jersey, New York, and Pennsylvania.

**HEARING:** October 7, 1959, at the Penn Sherwood Hotel, 3900 Chestnut St., Philadelphia, Pa., before Examiner Herbert L. Hanback.

No. MC 111545 (Sub No. 33), filed April 21, 1959. Applicant: HOME TRANSPORTATION COMPANY, INC., 334 South Four Lane Highway, Marietta, Ga. Applicant's attorney: Allan Watkins, 214-216 Grant Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, except veneer and plywood, from points in Alabama, Florida, Georgia, North Carolina, South Carolina, and Tennessee to points in Iowa. Applicant is authorized to conduct operations in Alabama, Tennessee, North Carolina, South Carolina, Michigan, Georgia, Kentucky, Illinois, Indiana, Iowa, Kansas, New Jersey, New York, Ohio, Oklahoma, Pennsylvania, Wisconsin, Delaware, Missouri, Nebraska, Massachusetts, Mississippi, Texas, Virginia, West Virginia, Minnesota, and the District of Columbia.

**HEARING:** September 21, 1959, at 680 West Peachtree Street, Atlanta, Ga., before Examiner Robert A. Joyner.

No. MC 111940 (Sub No. 25), filed June 26, 1959. Applicant: SMITH'S TRUCK LINES, a Corporation, R.D. No. 1, P.O. Box 88, Muncy, Pa. Applicant's attorney: John M. Musselman, State Street Building, Harrisburg, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petroleum lubricating oils and greases and petroleum wax and petrolatums*, in containers, (a) from Buffalo, N.Y., with stop-off for partial loading at Farmers Valley, Pa., to Baltimore, Md., Washington, D.C., Philadelphia, Pa., Wilmington, Del., and Norfolk and Richmond, Va., and (b) from Farmers Valley and Emlenton, Pa., to points in Rhode Island, and *used empty containers*, on return; (2) *flagstone, building stone, and returned used pallets*, between points in Pennsylvania located on and east of U.S. Highway 219, and points in Ohio and Vermont; and (3) *lumber*, between Muncy, Pa., and points within 35 miles thereof, and points in New York, New Jersey, Maryland, Delaware, Ohio, and the District of Columbia. Applicant is authorized to conduct operations in Pennsylvania, the District of Columbia, Maryland, New Jersey, New York, Delaware, Virginia, Ohio, West Virginia, Connecticut, Indiana, Massachusetts, Rhode Island, Maine, New Hampshire, and Vermont.

**HEARING:** September 23, 1959, at the Pennsylvania Public Utility Commission, Harrisburg, Pa., before Examiner Herbert L. Hanback.

No. MC 112223 (Sub No. 47), filed July 20, 1959. Applicant: QUICKIE TRANSPORT COMPANY, a Minnesota Corpora-

tion, 1121 South Seventh Street, Minneapolis 4, Minn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Light weight aggregate materials*, in bulk, from points in Hennepin, Ramsey, Dakota, Scott, Carver, and Washington Counties, Minn., to points in Iowa and Wisconsin; (2) *trap rock, silica sand and lime stone*, in bulk, from the above-specified destination points to the above-specified origin points. Applicant is authorized to conduct operations in Minnesota, Wisconsin, Iowa, Michigan, and North Dakota.

**HEARING:** September 23, 1959, at the Metropolitan Building, Room 926, Second Avenue, South and Third Streets, Minneapolis, Minn., before Joint Board No. 181.

No. MC 112442 (Sub No. 11), filed June 4, 1959. Applicant: H. L. MANESS, doing business as H. L. MANESS TRUCK LINE, 223 Wisconsin, Neodesha, Kans. Applicant's attorney: John E. Jandera, 641 Harrison Street, Topeka, Kans. Authority sought to operate as a *common or contract carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer*, dry, in bulk and in bags and containers, from Lawrence, Kans., to points in Colorado, Missouri, and Iowa, and *exempt commodities*, on return. Applicant is authorized to conduct operations in Colorado, Kansas, Louisiana, Missouri, Nebraska, and Texas.

NOTE: A proceeding has been instituted under section 212(c) in No. MC 112442 (Sub No. 9) to determine whether applicant's status is that of a common or contract carrier.

**HEARING:** September 30, 1959, at the New Hotel Pickwick, Kansas City, Mo., before Examiner Lacy W. Hinely.

No. MC 112497 (Sub No. 147), filed August 4, 1959. Applicant: HEARIN TANK LINES, INC., 6440 Rawlins Street, Baton Rouge, La. Applicant's attorney: Wilmer B. Hill, Transportation Building, Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Caustic potash*, in bulk, in tank vehicles, from Anniston, Ala., to St. Louis, Mo., and *lube oil*, in bulk, in tank vehicles, from St. Rose, La., to Charleston, S.C. Applicant is authorized to conduct operations in Alabama, Arizona, Arkansas, California, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Kansas, Louisiana, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, New Mexico, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, and Virginia.

**HEARING:** September 21, 1959, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Donald R. Sutherland.

No. MC 112520 (Sub No. 30), filed May 20, 1959. Applicant: MCKENZIE TANK LINES, INC., New Quincy Road, Tallahassee, Fla. Applicant's attorney: Sol H. Proctor, Suite 713-17 Professional Building, Jacksonville 2, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tall oil*, in bulk, in tank vehicles, from Jesup, Ga., to Port St. Joe, Fla. Applicant is authorized to conduct



operations in Alabama, Arkansas, Florida, Georgia, Illinois, Louisiana, Mississippi, Missouri, Ohio, and Tennessee.

**HEARING:** September 25, 1959, at the Mayflower Hotel, Jacksonville, Fla., before Joint Board No. 64, or, if the Joint Board waives its right to participate, before Examiner James O'D. Moran.

No. MC 112520 (Sub No. 31), filed May 21, 1959. Applicant: McKENZIE TANK LINES, INC., New Quincy Road, Tallahassee, Fla. Applicant's attorney: Sol H. Proctor, Suite 713-17 Professional Building, Jacksonville 2, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Rosin*, in bulk, in tank vehicles, from Hoboken, Ga., to points in Florida, (2) *Pine oil and turpentine*, in bulk, in tank vehicles, from Jacksonville, Fla., to Valdosta, Ga. Applicant is authorized to conduct operations in Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, Missouri, Ohio and Tennessee.

**HEARING:** September 25, 1959, at the Mayflower Hotel, Jacksonville, Fla., before Joint Board No. 64, or, if the Joint Board waives its right to participate, before Examiner James O'D. Moran.

No. MC 112520 (Sub No. 32), filed May 22, 1959. Applicant: McKENZIE TANK LINES, INC., New Quincy Road, P.O. Box 161, Tallahassee, Fla. Applicant's attorney: Sol H. Proctor, 713-17 Professional Building, Jacksonville 2, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tall oil heads, tall oil, refined tall oil, tall oil crude, and tall oil pitch*, in bulk, in tank vehicles, from Tuscaloosa, Ala., to Port St. Joe, Fla.; and *Pulp mill liquid*, in bulk, in tank vehicles, from Tuscaloosa and Demopolis, Ala., to points in Florida. Applicant is authorized to conduct operations in Alabama, Arkansas, Florida, Georgia, Illinois, Louisiana, Mississippi, Missouri, Ohio, and Tennessee.

**HEARING:** September 25, 1959, at the Mayflower Hotel, Jacksonville, Fla., before Joint Board No. 99, or, if the Joint Board waives its right to participate, before Examiner James O'D. Moran.

No. MC 112696 (Sub No. 12) (CORRECTION), filed June 12, 1959, published FEDERAL REGISTER issue of July 22, 1959. Applicant: HARTMANS, INCORPORATED, P.O. Box 468, Harrisonburg, Va. Applicant's attorney: Francis W. McInerney, 1625 K Street NW., Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Shoes, leather, rubber heels and soles, and supplies and equipment* used in a shoe factory, (1) between Harrisonburg and Winchester, Va., Hagerstown, Md., Gettysburg, Lancaster, York, Dillsburg, East Berlin, and Littlestown, Pa., and Boston, Mass.; and (2) from Harrisonburg and Winchester, Va., Hagerstown, Md., Gettysburg, Lancaster, York, Dillsburg, East Berlin, and Littlestown, Pa., and Boston, Mass., to Worcester, Malden, and Athol, Mass., New York, N.Y., Baltimore, Md., and Lynchburg, Va. Applicant is authorized to conduct operations in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Indiana,

Louisiana, Maine, Maryland, Massachusetts, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, and the District of Columbia.

**NOTE:** This publication corrects the point of service designated as Berlin, Pa., to East Berlin, Pa.

**HEARING:** Remains as assigned September 2, 1959, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Richard H. Roberts.

No. MC 113336 (Sub No. 17), filed June 11, 1959. Applicant: PETROLEUM TRANSIT COMPANY, INC., P.O. Box 921, East Second Street, Lumberton, N.C. Applicant's attorney: James E. Wilson, 1111 E Street NW., Perpetual Building, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asphalt*, in bulk, in tank vehicles, from Greensboro, N.C., to points in Virginia. Applicant is authorized to conduct operations in Florida, Georgia, North Carolina, and South Carolina.

**HEARING:** September 22, 1959, at the U.S. Court Rooms, Uptown P.O. Building, Raleigh, N.C., before Joint Board No. 7, or, if the Joint Board waives its right to participate, before Examiner James O'D. Moran.

No. MC 113336 (Sub No. 18), filed June 11, 1959. Applicant: PETROLEUM TRANSIT COMPANY, INC., P.O. Box 921 East Second Street, Lumberton, N.C. Applicant's attorney: James E. Wilson, 1111 E Street NW., Perpetual Building, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum asphalt*, in bulk, in tank vehicles, from Port Wentworth, Ga., to points in Pinellas County, Fla. Applicant is authorized to conduct operations in Florida, Georgia, North Carolina, and South Carolina.

**HEARING:** October 1, 1959, at the Georgia Public Service Commission, 244 Washington Street SW, Atlanta, Ga., before Joint Board No. 64, or, if the Joint Board waives its right to participate, before Examiner Robert A. Joyner.

No. MC 113336 (Sub No. 19), filed June 18, 1959. Applicant: PETROLEUM TRANSIT COMPANY, INC., P.O. Box 921, Lumberton, N.C. Applicant's attorney: James E. Wilson, Perpetual Building, 1111 E Street NW, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oils*, from points in Mecklenburg County, N.C., to points in Georgia and South Carolina. Applicant is authorized to conduct operations in Florida, Georgia, North Carolina, and South Carolina.

**HEARING:** September 23, 1959, at the U.S. Court Rooms, Uptown Post Office Building, Raleigh, N.C., before Joint Board No. 130, or, if the Joint Board waives its right to participate, before Examiner James O'D. Moran.

No. MC 113336 (Sub No. 23), filed June 29, 1959. Applicant: PETROLEUM TRANSIT COMPANY, INC., East Second

Street, P.O. Box 921, Lumberton, N.C. Applicant's attorney: James E. Wilson, Perpetual Building, 1111 E Street NW, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pentachlorophenol*, in bulk, in tank vehicles, from Conyers, Ga., to points in Alabama, Mississippi, Florida, North Carolina, South Carolina, Louisiana, and Tennessee. Applicant is authorized to conduct operations in Florida, Georgia, North Carolina, and South Carolina.

**HEARING:** September 30, 1959, at 680 West Peachtree Street, Atlanta, Ga., before Examiner Robert A. Joyner.

No. MC 113336 (Sub No. 25), filed July 22, 1959. Applicant: PETROLEUM TRANSIT COMPANY, INC., P.O. Box 921, Lumberton, N.C. Applicant's attorney: James E. Wilson, 1111 E Street NW, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitrogen solution, ammoniating solution, anhydrogeous ammonia and urea ammonia*, from Port Wentworth and Savannah, Ga., and points in Tennessee on and East of U.S. Highway 27 to points in North Carolina, South Carolina, and Florida. Applicant is authorized to conduct operations in North Carolina, South Carolina, Georgia, and Florida.

**HEARING:** September 16, 1959, at 680 West Peachtree Street NW, Atlanta, Ga., before Commissioner Laurence K. Walrath.

No. MC 113533 (Sub No. 25), filed June 29, 1959. Applicant: WARREN P. KURTZ, doing business as LAKE REFRIGERATED SERVICE, 3445 Paterson Plank Road, North Bergen, N.J. Applicant's attorney: Wilhelmina Boersma, 2850 Penobscot Building, Detroit 26, Mich. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Chambersburg, Pa., to points in Michigan, Illinois, Indiana, Wisconsin, Minnesota, North Dakota, South Dakota, Iowa, Nebraska, Kansas, Missouri, and Colorado; and from Frankfort, Mich., to Chambersburg, Pa., and points in Wisconsin, Minnesota, Iowa, Kansas, Nebraska, and Colorado; and *rejected and damaged shipments* of the above-specified commodities on return. Applicant is authorized to conduct operations in Connecticut, Illinois, Indiana, Iowa, Kansas, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, and Wisconsin.

**HEARING:** October 6, 1959, at 346 Broadway, New York City, N.Y., before Examiner Walter R. Lee.

No. MC 113832 (Sub No. 11), filed June 25, 1959. Applicant: SCHWERMAN TRUCKING CO., a Corporation, 620 South 29th Street, Milwaukee 46, Wis. Applicant's attorney: James R. Ziperski, 620 South 29th Street, Milwaukee 46, Wis. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, in bulk, and in packages, from the plant site of the Dewey Portland Cement Company, located in or near Davenport, Iowa, to points in Minnesota, Wisconsin, Mis-

souri, Illinois, and Iowa, and *empty containers or other such incidental facilities* used in transporting cement, on return. Applicant is authorized to conduct operations in Illinois, Indiana, and Wisconsin.

**HEARING:** September 28, 1959, at the New Hotel Pickwick, Kansas City, Mo., before Examiner Lacy W. Hinely.

No. MC 113832 (Sub No. 12), filed June 25, 1959. Applicant: SCHWERMAN TRUCKING CO., a Corporation, 620 South 29th Street, Milwaukee 46, Wis. Applicant's attorney: James R. Ziperski, 629 South 29th Street, Milwaukee 46, Wis. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, in bulk, and in packages, (1) from the plant site of the Dewey Portland Cement Company located in or near Dewey, Okla., to points in Nebraska, Kansas, Missouri, Arkansas, and Texas; and (2) from the plant site of the Lone Star Cement Corporation located in or near Bonner Springs, Kans., to points in Nebraska, Iowa, Missouri, Oklahoma, and Arkansas; and *empty containers or other such incidental facilities* used in transporting cement, on return. Applicant is authorized to conduct operations in Indiana, Illinois, and Wisconsin.

**HEARING:** September 28, 1959, at the New Hotel Pickwick, Kansas City, Mo., before Examiner Lacy W. Hinely.

No. MC 113832 (Sub No. 13), filed July 20, 1959. Applicant: SCHWERMAN TRUCKING CO., a Corporation, 620 South 29th Street, Milwaukee 46, Wis. Applicant's attorney: James R. Ziperski, 620 South 29th Street, Milwaukee 46, Wis. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, in bulk and in packages, (1) from the plant site of Marquette Cement Manufacturing Company, located in or near St. Louis, Mo., to points in Kentucky west of Cumberland, Adair, Green, Larue, Nelson, Bullitt, and Jefferson Counties, Ky., points in Arkansas north of Polk, Montgomery, Garland, Hot Spring, Dallas, Cleveland, Drew, and Chicot Counties, Ark., and points in Missouri, Illinois, and Indiana; and (2) from the plant site of Marquette Cement Manufacturing Company, located in or near Cape Girardeau, Mo., to points in Illinois south of Mercer, Henry, Bureau, Putnam, LaSalle, Grundy, and Joliet Counties, Ill., points in Arkansas north of Polk, Montgomery, Clark, Dallas, Cleveland, Drew, and Chicot Counties, Ark., and points in Missouri, Indiana, Kentucky, and Tennessee. Applicant is authorized to conduct operations in Illinois, Indiana, and Wisconsin.

**NOTE:** Applicant indicates the above operations are to be performed under a continuing contract with the Marquette Cement Manufacturing Company, Chicago, Ill.

**HEARING:** October 14, 1959, at the U.S. Court and Custom House, 1114 Market Street, St. Louis, Mo., before Examiner Lacy W. Hinely.

No. MC 113843 (Sub No. 36), filed June 5, 1959. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston 10, Mass. Applicant's attorney: James M. Walsh, 316 Summer

Street, Boston 10, Mass. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Dundee, N.Y., to points in Illinois (except Chicago), Iowa, Kentucky, Maine, Missouri, New Hampshire, North Dakota, South Dakota, Tennessee, Vermont, Texas, Virginia (except Hampton and Richmond), Wisconsin (except Green Bay and Milwaukee). Applicant is authorized to conduct operations in Arkansas, Colorado, Connecticut, the District of Columbia, Illinois, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Nebraska, New Hampshire, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Virginia, West Virginia, and Wisconsin.

**HEARING:** September 18, 1959, at the Federal Building, Syracuse, N.Y., before Examiner Walter R. Lee.

No. MC 113843 (Sub No. 37), filed June 8, 1959. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston 10, Mass. Applicant's attorney: James M. Walsh, 316 Summer Street, Boston 10, Mass. Authority is sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Buffalo, Marion, North Rose, and Wolcott, N.Y., to points in Alabama, Florida, Georgia, Maine, New Hampshire, North Carolina, South Carolina, Vermont, and Virginia (except Hampton and Richmond). Applicant is authorized to conduct operations in Arkansas, Colorado, Connecticut, Illinois, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Nebraska, New Hampshire, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Virginia, West Virginia, Wisconsin, and the District of Columbia.

**HEARING:** September 18, 1959, at the Federal Building, Syracuse, N.Y., before Examiner Walter R. Lee.

No. MC 114106 (Sub No. 15), filed June 3, 1959. Applicant: MAYBELLE TRANSPORT COMPANY, a North Carolina Corporation, Box 461, 1820 South Main Street, Lexington, N.C. Applicant's attorney: Dale C. Dillon, 1825 Jefferson Place NW., Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oils*, in bulk, in tank vehicles, from points in Mecklenburg County, N.C., to points in Georgia except Macon and South Carolina and *returned shipments* of vegetable oils on return. Applicant is authorized to conduct operations in North Carolina, South Carolina, Virginia, Tennessee, and Georgia.

**HEARING:** September 23, 1959, at the U.S. Court Rooms, Uptown Post Office Building, Raleigh, N.C., before Joint Board No. 130, or, if the Joint Board waives its right to participate, before Examiner James O'D. Moran.

No. MC 114606 (Sub No. 5), filed May 13, 1959. Applicant: S. F. DOUGLAS TRUCK LINE, INC., 2330 West County Road C, St. Paul 13, Minn. Applicant's representative: A. R. Fowler, 2288 University Avenue, St. Paul 14, Minn., Au-

thority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sugar*, in packages and in bulk, *liquid sugar*, *corn syrup*, and *mixtures of liquid sugar and corn syrup*, from Chaska, Crookston, East Grand Forks, and Moorhead, Minn., to points in the Upper Peninsula of Michigan. Applicant is authorized to conduct operations in Minnesota, North Dakota, South Dakota, and Wisconsin.

**HEARING:** September 22, 1959, at the Metropolitan Building, Room 926, Second Avenue, South and Third Street, Minneapolis, Minn., before Joint Board No. 282.

No. MC 115036 (Sub No. 10), filed June 29, 1959. Applicant: VAN TASSEL, INCORPORATED, Fifth and Grand, Pittsburg, Kans. Applicant's representative: H. V. Eskelin, P.O. Box 2028, Kansas City 42, Mo. Authority sought to operate as a *contract carrier* by motor vehicle, over irregular routes, transporting: *Urea fertilizer or fertilizer compounds*, dry, in bulk or in paper bags, *feed grade urea*, in bulk or in paper bags, and *technical grade urea*, in bulk or in paper bags, from the plant site of Grand River Chemical Division of Deere and Company, near Pryor, Okla., to points in Texas, Louisiana, Arkansas, Missouri, Illinois, Iowa, Minnesota, North Dakota, and South Dakota, and *empty containers or other such incidental facilities* used in transporting the above-described commodities, on return. Applicant is authorized to conduct operations in Kansas, Missouri, Nebraska, Oklahoma, Arkansas, New Mexico, Texas, Colorado, and South Dakota.

**NOTE:** Applicant states the proposed operations will be under a continuing contract with Grand River Chemical Division of Deere and Company, Pryor, Okla.

**HEARING:** September 30, 1959, at the New Hotel Pickwick, Kansas City, Mo., before Examiner Lacy W. Hinely.

No. MC 115946 (Sub No. 8), filed July 6, 1959. Applicant: CHARLES C. GAY, doing business as GAY TRUCKING COMPANY, Port Wentworth, Ga. Applicant's attorney: T. Baldwin Martin, 503 First National Bank Building, Macon, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitrogen solution*, *ammoniating solution*, *anhydrous ammonia*, and *urea*, bulk, in tank vehicles, from Port Wentworth and Savannah, Ga., to points in North Carolina, South Carolina, Florida, and that part of Tennessee on and east of U.S. Highway 27, and *empty containers or other such incidental facilities*, used in transporting the above-described commodities, on return. Applicant is authorized to conduct operations in Alabama, Florida, Georgia, Louisiana, Mississippi, Missouri, North Carolina, South Carolina, and Tennessee.

**HEARING:** September 16, 1959, at 680 West Peachtree Street, NW., Atlanta, Ga., before Commissioner Laurence K. Walrath.

No. MC 116597 (Sub No. 3) (REPUBLICATION), CHANCEY TRUCK LINE, INC. EXTENSION—TENNESSEE, DECATUR, GA. (Decatur, Ga.) (PETITION

FOR RECONSIDERATION, FOR FURTHER HEARING, FOR CONSIDERATION AND RECONSIDERATION BY THE COMMISSION AS A WHOLE, AND FOR ORAL ARGUMENT). Petitioner's attorney: Allen Post, 1220 First National Bank Building, Atlanta 3, Ga. By application Form BMC 78 filed October 10, 1957, applicant sought authority to operate as a *common carrier*, over irregular routes, transporting: *Lumber*, between points in Tennessee on and east of U.S. Highway 27, and those in Alabama, Georgia, North Carolina, South Carolina, and Florida, on the one hand, and, on the other, points in Tennessee west of U.S. Highway 27, and those in Kentucky, Ohio, Illinois, Michigan, Indiana, Virginia, West Virginia, Maryland, Pennsylvania, New Jersey, Delaware, New York, and the District of Columbia. Under date of December 30, 1958, division 1 denied the application in its entirety. The subject petition, filed February 6, 1959, prays: "that the matter be reconsidered and determined differently; that a further hearing should be had; that if division 1 does not grant this relief, then the Commission as a whole should do so, and that oral argument should be had."

**FURTHER HEARING:** September 21, 1959, at 680 West Peachtree Street, NW., Atlanta, Ga., before Examiner Robert A. Joyner.

No. MC 116698 (Sub No. 4), filed May 28, 1959. Applicant: BABOCK & LEE FREIGHT LINES, INC., 1002 Third Avenue North, Billings, Mont. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities, including commodities requiring special equipment*, but excluding those of unusual value, Class A and B explosives, household goods as defined by the Commission, and commodities in bulk, (1) between Roundup, Mont., and Glasgow, Mont., from Roundup over U.S. Highway 87 to junction unnumbered highway near Grassrange, Mont., thence over unnumbered highway to junction Montana Highway 19 near Roy, Mont., thence over Montana Highway 19 to junction U.S. Highway 2 at Malta, Mont., thence over U.S. Highway 2 to Glasgow, and return over the same route, serving all intermediate points, and (2) between Grassrange, Mont., and junction Montana Highway 19 and unnumbered highway near Roy, Mont., from Grassrange over U.S. Highway 87 to Lewistown, Mont., and thence over Montana Highway 19 to junction unnumbered highway near Roy, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only, in connection with route (1) above. Applicant is authorized to conduct operations in Montana.

**HEARING:** October 5, 1959, at the Commercial Club, Billings, Mont., before Joint Board No. 82.

No. MC 116975 (Sub No. 1), filed June 29, 1959. Applicant: CANADIAN FREIGHTWAYS, LTD., 410 Riverside Boulevard, Calgary, Alberta, Canada. Applicant's representative: B. E. Poelman, 175 Linfield Drive, Menlo Park, Calif. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General*

*commodities, including articles of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment*, between Duluth, Minn., and ports of entry on the International Boundary line between the United States and Canada at or near Noyes, Minn., and Pembina, N. Dak., as follows: from Duluth over U.S. Highway 61 to junction U.S. Highway 2, thence over U.S. Highway 2 to junction U.S. Highway 59 near Erskine, Minn., thence continue over U.S. Highway 2 to Crookston, Minn., thence over U.S. Highway 75 to Warren, Minn., (also from junction U.S. Highways 2 and 59 over U.S. Highway 59 to Thief River Falls, Minn., thence over Minnesota Highway 1 to Warren), thence over U.S. Highway 75 to junction unnumbered highway south of Noyes, Minn., thence continue over U.S. Highway 75 to the International Boundary line between the United States and Canada, (also from junction U.S. Highway 75 and unnumbered highway south of Noyes, Minn., over said unnumbered highway to Pembina, N. Dak., thence over U.S. Highway 81 to the International Boundary line between the United States and Canada, and return over the same routes, serving no intermediate points, restricted to traffic originating at, destined to or interchanged at points in Canada west of the Manitoba-Ontario border or in the State of Alaska.

**HEARING:** September 24, 1959, at the Metropolitan Building, Room 926, Second Avenue, South and Third Streets, Minneapolis, Minn., before Joint Board No. 24.

No. MC 117036 (Sub No. 1), filed June 30, 1959. Applicant: HAROLD M. KELLY, R.D. No. 6, York, Pa. Applicant's attorney: Norman T. Petow, 43 North Duke Street, York, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Crushed fluorspar*, in bulk (not in containers), from Wilmington, Del., and Philadelphia, Pa., to Aspers, Adams County, Pa.; (2) *Processed fluorspar* (not in containers and in varying forms, such as brick-size blocks and smaller), from Aspers, Adams County, Pa., to points in Maryland, Virginia, West Virginia, Ohio, New York, New Jersey, Delaware, Illinois, Indiana, and Michigan; and (3) *Empty containers or other such incidental facilities* (not specified) used in transporting the above-specified commodities, on return. Applicant is authorized to conduct operations in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, Ohio, Pennsylvania, Virginia, and the District of Columbia.

**NOTE:** Any duplication with present authority to be eliminated.

**HEARING:** September 24, 1959, at the Pennsylvania Public Utility Commission, Harrisburg, Pa., before Examiner Herbert L. Hanback.

No. MC 117574 (Sub No. 44), filed July 27, 1959. Applicant: DAILY EXPRESS, INC., 65 West North Street, Carlisle, Pa. Applicant's attorney: James E. Wilson, 1111 E Street NW., Perpetual Building, Washington 4, D.C. Authority sought to

operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tractors, sawmill and lumbering machinery and equipment, pipe and conduit, attachments, fittings and parts* for the above commodities, between points in North Dakota, South Dakota, Kansas, Illinois, Oklahoma, Minnesota, Iowa, Missouri, Wisconsin, Indiana, Pennsylvania, Kentucky, Ohio, Michigan, West Virginia, on the one hand, and, on the other, points in New York east of U.S. Highway 11 and north of U.S. Highway 20, and those in New Hampshire, Vermont, and Maine. Applicant is authorized to conduct operations throughout the United States.

**HEARING:** September 25, 1959, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner William R. Tyers.

No. MC 117934 (Sub No. 2), filed June 8, 1959. Applicant: HOWARD L. JORGENSEN, doing business as B & T TRUCK LINE, 337 East First South, Brigham City, Utah. Applicant's attorney: Bartly G. McDonough, 10 Executive Building, 455 East Fourth South, Salt Lake City 11, Utah. Authority sought to operate as a *common carrier*, by motor vehicle, over a regular route, transporting: *General commodities, including articles of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment*, between Brigham City, Utah, and the site of the Thiokol Chemical Corporation plant, located approximately 17 miles northwesterly of Corrine, Utah, as follows: From Brigham City over U.S. Highway 191 to Corrine, Utah, thence over Utah Highway 83 to a point approximately three (3) miles south of the site of the Thiokol Chemical Corporation plant, thence over unnumbered highway to the site of the Thiokol Chemical Corporation plant, and return over the same route, serving all intermediate points on the unnumbered highway between its junction with Utah Highway 83 and the site of the Thiokol Chemical Corporation plant.

**NOTE:** Applicant conducts operations under the Second Proviso of section 206(a) (1) of the Interstate Commerce Act.

**HEARING:** September 25, 1959, at the Utah Public Service Commission, Salt Lake City, Utah, before Joint Board No. 207.

No. MC 118682, filed March 30, 1959. Applicant: AUTO DRIVEAWAY CO., a Corporation, 1636 West Hunting Park Avenue, Philadelphia, Pa. Applicant's attorney: Percy C. Madeira, III, 2717 Fidelity-Philadelphia Trust Building, Philadelphia 9, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Automobiles* for the individual owners thereof, by individual drivers who are approved by said owners and who are not employees of applicant, between points in the United States, including the District of Columbia, but excluding points in Alaska.

**HEARING:** September 28, 1959, at the Penn Sherwood Hotel, 3900 Chestnut Street, Philadelphia, Pa., before Examiner Herbert L. Hanback.

No. MC 118806 (Sub No. 1), filed April 13, 1959. Applicant: ARNOLD BROS. TRANSPORT LTD., Oakbank, Manitoba, Canada. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Soya bean meal*, in bags or in bulk, from Grand Forks, N. Dak., to ports of entry on the International Boundary line between the United States and Canada at or near Pembina, N. Dak., and Noyes, Minn., and *seed grain and grass seed* on return, destined to points in Canada.

NOTE: In the application the territory requested is bounded on the west by U.S. Highway 81, on the south by U.S. Highway 2, and on the east by U.S. Highway 75.

HEARING: October 8, 1959, at the North Dakota Public Service Commission, Bismarck, N. Dak., before Joint Board No. 24.

No. MC 118838, filed March 31, 1959. Applicant: GARRETT-GABOR CO., 807 Main Avenue, Moorhead, Minn. Applicant's attorney: Alan Foss, First National Bank Building, Fargo, N. Dak. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Soybean meal*, from points in Minnesota to ports of entry on the United States-Canadian International boundary line in Minnesota, and *exempt commodities* on return.

HEARING: October 8, 1959, at the North Dakota Public Service Commission, Bismarck, N. Dak., before Joint Board No. 24B.

No. MC 118897, filed April 24, 1959. Applicant: SAMUEL SORENDINO, 6812 State Road, Philadelphia, Pa. Applicant's attorney: Robert B. Einhorn, 1540-47 Philadelphia Saving Fund Building, 12 South 12th Street, Philadelphia 7, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Crushed stone*, in bulk, from points in Bucks, Chester, Delaware, Montgomery, and Philadelphia Counties, Pa., to points in Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Mercer, Ocean, and Salem Counties, N.J.; and *Sand*, in bulk, from points in Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Mercer, Ocean, and Salem Counties, N.J., to points in Bucks, Chester, Delaware, Montgomery, and Philadelphia Counties, Pa., together with *Motion to Dismiss* for lack of jurisdiction.

HEARING: October 2, 1959, at the Penn Sherwood Hotel, 3900 Chestnut Street, Philadelphia, Pa., before Examiner Herbert L. Hanback.

No. MC 118905, filed April 27, 1959. Applicant: DAN L. WILLIAMS AND F. L. WESTMORELAND, doing business as GREENSBORO AUTO TRANSPORT COMPANY, P.O. Box 9216, Greensboro, N.C. Applicant's attorney: A. W. Flynn, Jr., 201-204 Jefferson Building, Greensboro, N.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used and wrecked automobiles and trucks*, in driveway, towaway, and haulaway service, between points in Alabama, Connecticut, Delaware, Florida, Georgia, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North

Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, and the District of Columbia.

HEARING: September 21, 1959, at the U.S. Court Rooms, Uptown Post Office Building, Raleigh, N.C., before Examiner James O'D. Moran.

No. MC 118917, filed May 4, 1959. Applicant: AGRICULTURAL DELIVERY SERVICE, INC., New Tampa Highway, P.O. Box 950, Lakeland, Fla. Applicant's attorney: Edward G. Villalon, 1111 E Street NW., Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dicalcium phosphate*, in bulk and in bags, from Bonnie, Fla., (approximately two miles west of Bartow, Fla.), to points in Arkansas, California, Illinois, Indiana, Iowa, Kansas, Kentucky, Mississippi, Missouri, Ohio, Oklahoma, Tennessee, and Texas; and *exempt commodities*, on return.

HEARING: September 29, 1959, at the Mayflower Hotel, Jacksonville, Fla., before Examiner James O'D. Moran.

No. MC 118930, filed May 11, 1959. Applicant: THOMAS E. RYNONE AND MARY L. RYNONE, doing business as, RYNONE TRANSFER, North Chemung Street, Waverly, N.Y. Applicant's attorney: H. Bradley Smith, 315 Broad Street, Waverly, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except commodities of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, enclosed in trailers owned by or consigned to Lehigh Valley Railroad, in substituted motor carrier service for rail service, between Sayre, South Waverly, Athens, Milan, Ulster, Towanda, Wysox, Monroeton and New Albany, Pa., and Waverly, Elmira, Elmira Heights, Horseheads, Van Etten, Spencer, Cayuta, Barton, Tioga Center, Owego, Newark Valley, and Berkshire, N.Y.

HEARING: September 29, 1959, at the Federal Building, Albany, N.Y., before Examiner Walter R. Lee.

No. MC 118952, filed May 20, 1959. Applicant: TROPICAL TRANSPORT, INC., 11700 Shaker Boulevard, Cleveland 20, Ohio. Applicant's attorney: E. E. Kundtz, 1050 Union Commerce Building, Cleveland 14, Ohio. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, in bulk, in tank vehicles, and in bags and packages, from the plant site of the Lehigh Portland Cement Co., in Bunnell, Fla., to points in Charlton, Camden, Glynn, Brantley, Ware, Clinch, Echols, Pierce, Wayne, Long, McIntosh, and Liberty Counties, Ga., and *rejected or returned shipments* of cement on return.

NOTE: Applicant states that the above transportation will be under a continuing contract with Lehigh Portland Cement Co., of Allentown, Pa.

HEARING: September 28, 1959, at the Mayflower Hotel, Jacksonville, Fla., before Joint Board No. 64, or if the Joint Board waives its right to participate, before Examiner James O'D. Moran.

No. MC 118971, filed June 4, 1959. Applicant: EKLUND BROTHERS TRANSPORT, INC., Watford City, N. Dak. Applicant's attorney: R. W. Wheeler, Suite 33 Woolworth Building, Bismarck, N. Dak. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Crude oil*, in bulk, in tank vehicles, from points in Stark, Billings, Golden Valley, Slope, Bowman, and Hettinger Counties, N. Dak., to points in Dawson County, Mont.

HEARING: October 9, 1959, at the North Dakota Public Service Commission, Bismarck, N. Dak., before Joint Board No. 84.

No. MC 118987, filed June 11, 1959. Applicant: RAPID DISTRIBUTING CORPORATION, 41-40 38th Street, Long Island City 1, N.Y. Applicant's representative: Charles H. Trayford, 155 East 40th Street, New York 16, N.Y. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Copper, brass and aluminum tubing and rod, wire and sheet, and fittings*, from Long Island City, N.Y., to points in Connecticut, New Jersey, points in New York on and east of U.S. Highway 11 and those in Pennsylvania on and east of U.S. Highway 15, and *damaged, returned or exchanged shipments* of the above-specified commodities, and *copper, brass and aluminum scrap*, on return. Applicant states the proposed transportation will be under contract with Lewin-Mathes Company Division of Cerro De Pasco Corporation.

HEARING: October 1, 1959, at 346 Broadway, New York City, N.Y., before Examiner Walter R. Lee.

No. MC 118992, filed June 11, 1959. Applicant: D. U. STONE, doing business as D. U. STONE TRUCKING COMPANY, 324 East 127th Avenue, Tampa 4, Fla. Applicant's attorney: M. Craig Massey, 208 South Tennessee Avenue, Lakeland, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Manufactured or processed materials and products* (all types, kinds and classifications) used in floors, sub-floors, and floor coverings, except lumber, from Boston, Mass., points in the Boston Commercial Zone, Lawrence, Franklin and Walpole, Mass., Shelton, Conn., New York, N.Y., and points in the New York Commercial Zone, Kearny, Newark, Trenton, and Salem, N.J., Philadelphia, Pa., points in the Philadelphia Commercial Zone, and Media, Pa., Norfolk, Va., Chicago, Ill., points in the Chicago Commercial Zone, and Herrin, Ill., and Houston, Tex., to points in Florida; and *empty containers or other such facilities* used in transporting the above-described commodities, on return.

HEARING: September 30, 1959, at the Mayflower Hotel, Jacksonville, Fla., before Examiner James O'D. Moran.

No. MC 119002, filed June 16, 1959. Applicant: W. S. BUGG, I. C. DAVIS & R. R. DAVIS, doing business as BUGG & DAVIS TRUCK LINES, Warrenton, N.C. Applicant's attorneys: Stanley Winborne and Vaughan S. Winborne, Security Bank Building, Raleigh, N.C. Authority sought to operate as a *com-*



*mon carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, from points in Warren County, N.C., to points in Virginia, West Virginia, Maryland, Delaware, Ohio, Pennsylvania, New Jersey, New York, and the District of Columbia, and *empty containers or other such incidental facilities* (not specified) used in transporting Lumber on return movements.

**HEARING:** September 21, 1959, at the U.S. Court Rooms, Uptown Post Office Building, Raleigh, N.C., before Examiner James O'D. Moran.

No. MC 119004, filed June 16, 1959. Applicant: KAVANAGH TRUCKING CO., INC., 78 Lake Street, Tupper Lake, N.Y. Applicant's attorney: John J. Brady, Jr., 75 State Street, Albany 7, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rough lumber*, from points in St. Lawrence and Franklin Counties, N.Y., to points in Maine, Maryland, Massachusetts, New York, New Jersey, Rhode Island, Vermont, New Hampshire, Ohio, Pennsylvania, West Virginia, Connecticut, Delaware, and the District of Columbia, and *rejected or damaged shipments* of the above commodity on return.

**HEARING:** September 28, 1959, at the Federal Building, Albany, N.Y., before Examiner Walter R. Lee.

No. MC 119007, filed June 17, 1959. Applicant: JULIAN A. MORGAN, SR., doing business as J. A. MORGAN PRODUCT COMPANY, 858 Avon Street SW., Atlanta Ga. Applicant's representative: Robert J. Fehskens, 4142 Shawnee Lane NE., Atlanta 19, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods, frozen concentrate and chilled citrus juices*, from points in Florida to Atlanta, Ga., and *empty containers or other such incidental facilities* (not specified) used in transporting the above-specified commodities on return. This application is accompanied by a Motion to Dismiss on the ground that applicant operates as a private carrier.

**HEARING:** October 2, 1959, at the Georgia Public Service Commission, 244 Washington Street SW., Atlanta, Ga., before Joint Board No. 64, or, if the Joint Board waives its right to participate, before Examiner Robert A. Joyner.

No. MC 119008, filed June 17, 1959. Applicant: ALABAMA TRANSPORT, INC., 11700 Shaker Boulevard, Cleveland 20, Ohio. Applicant's attorneys: E. E. Kundtz and Stephen E. Parker, 1050 Union Commerce Building, Cleveland 14, Ohio. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, in bulk, in tank vehicles, and in bags and packages, from the plant site of the Lehigh Portland Cement Co., in Birmingham, Ala., to points in Alabama; to points in Alcorn, Attala, Benton, Calhoun, Carroll, Chickasaw, Choctaw, Clay, Coahoma, De Soto, Grenada, Itawamba, Kemper, Lafayette, Lauderdale, Leake, Lee, Lowndes, Marshall, Monroe, Montgomery, Neshoba, Newton, Noxubee, Panola, Pontotoc, Prentiss, Quitman, Tallahatchie, Tate, Tippah, Tishomingo, Tunica, Union, Webster, Winston and

Yalobusha Counties, Miss., points in Bedford, Benton, Carroll, Chester, Coffee, Crockett, Decatur, Dyer, Fayette, Franklin, Gibson, Giles, Hardeman, Hardin, Haywood, Henderson, Henry, Hickman, Humphreys, Lauderdale, Lawrence, Lewis, Lincoln, McNairy, Madison, Marshall, Maury, Moore, Perry, Shelby, Tipton and Wayne Counties, Tenn., points in Bay, Calhoun, Escambia, Franklin, Gadsden, Gulf, Holmes, Jackson, Leon, Liberty, Okaloosa, Santa Rosa, Wakulla, Walton, and Washington Counties, Fla., and points in Baker, Banks, Barrow, Bartow, Butts, Calhoun, Carroll, Catoosa, Chattahoochee, Chattooga, Cherokee, Clarke, Clay, Clayton, Cobb, Coweta, Crawford, Dade, Dawson, Decatur, DeKalb, Dougherty, Douglas, Early, Fannin, Fayette, Floyd, Forsyth, Franklin, Fulton, Gilmer, Gordon, Grady, Greene, Gwinnett, Habersham, Hall, Haralson, Harris, Heard, Henry Jackson, Jasper, Lamar, Lee, Lumpkin, Macon, Madison, Marion, Meriwether, Miller, Mitchell, Monroe, Morgan, Murray, Muscogee, Newton, Oconee, Oglethorpe, Paulding, Pickens, Pike, Polk, Putnam, Quitman, Rabun, Randolph, Rockdale, Schley, Seminole, Spalding, Stephens, Stewart, Sumter, Talbot, Taylor, Terrell, Towns, Troup, Union, Upson, Walker, Walton, Webster, White, and Whitfield Counties, Ga., and *rejected and returned shipments* of the commodities specified in this application on return. Applicant states the proposed service is to be under a continuing contract with Lehigh Portland Cement Co. of Allentown, Pa.

**NOTE:** Joint control may be involved.

**HEARING:** September 29, 1959, at the Hotel Thomas Jefferson, Birmingham, Ala., before Examiner Robert A. Joyner.

No. MC 119020, filed June 15, 1959. Applicant: DONALD E. ELLIOTT, doing business as DON ELLIOTT, R. No. 1, Minnesota City, Minn. Authority sought to operate as a *contract carrier*, by motor vehicle, over regular routes, transporting: *Rock aggregate*, (1) from Winona, Minn., to Alma, Wis., from Winona over Minnesota Highway 43 to the Minnesota-Wisconsin State line, thence over Wisconsin Highway 35 to Alma, serving no intermediate points. (2) From Winona, Minn., to Arcadia, Wis., from Winona over Minnesota Highway 43 to the Minnesota-Wisconsin State line, thence over Wisconsin Highway 93 to junction Wisconsin Highway 95, thence over Wisconsin Highway 95 to Arcadia, serving no intermediate points.

**HEARING:** September 21, 1959, at the Metropolitan Building, Room 926, Second Avenue, South and Third Streets, Minneapolis, Minn., before Joint Board No. 142.

No. MC 119025, filed June 24, 1959. Applicant: THOMAS REINDAHL, Clayton, Wis. Applicant's representative: A. R. Fowler, 2288 University Avenue, St. Paul 14, Minn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural limestone*, in bulk, from points in Polk County, Wis., to points in Pine and Kanabec Counties, Minn.

**HEARING:** September 21, 1959, at the Metropolitan Building, Room 926, Sec-

ond Avenue, South and Third Streets, Minneapolis, Minn., before Joint Board No. 142.

No. MC 119034, filed June 29, 1959. Applicant: RAY BALL, doing business as BALL TRUCK LINE, 1208 North Emory, North Platte, Nebr. Applicant's attorney: J. Max Harding, 605 South 12th Street, P.O. Box 2041, Lincoln 8, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commercial fertilizer*, in bulk and in bags, (a) from Garfield, Utah, Pocatello and Montpelier, Idaho, and Pueblo, Colo., and points within 10 miles of each of said points to points in Nebraska, and (b) from Garfield, Utah, Pocatello and Montpelier, Idaho and points within 10 miles of each of said points, to points in Colorado.

**NOTE:** Applicant states that exempt commodities will be transported on return.

**HEARING:** September 25, 1959, at the Rome Hotel, Omaha, Nebr., before Examiner Lacy W. Hinely.

No. MC 119059, filed July 13, 1959. Applicant: MOBERG OIL COMPANY, INCORPORATED, Marshall, Minn. Applicant's attorney: Charles E. Nieman, 1160 Northwestern Bank Building, Minneapolis 2, Minn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from Marshall, Minn., and points within two (2) miles of Marshall, to points in South Dakota.

**HEARING:** September 22, 1959, at the Metropolitan Building, Room 926, Second Avenue, South and Third Streets, Minneapolis, Minn., before Joint Board No. 26.

No. MC 119062, filed July 15, 1959. Applicant: DONALD PATNODE, Milaca, Minn. Applicant's representative: A. R. Fowler, 2288 University Avenue, St. Paul 14, Minn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Barn and livestock equipment*, from Horicon and Kaukawna, Wis., to points in Anoka, Benton, Isanti, Kanabec, Mille Lacs, Morrison, Sherburne, Stearns, and Wright Counties, Minn.

**HEARING:** September 21, 1959, at the Metropolitan Building, Room 926, Second Avenue, South and Third Streets, Minneapolis, Minn., before Joint Board No. 142.

No. MC 119064, filed July 16, 1959. Applicant: LYLE H. HILLIARD, doing business as HILLIARD TRUCK LINE, Fosston, Minn. Applicant's attorney: Allan Foss, First National Bank Building, Fargo, N. Dak. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, from Osage, Minn., and points within ten miles thereof, to points in North Dakota.

**HEARING:** September 25, 1959, at the Metropolitan Building, Room 926, Second Avenue, South and Third Streets, Minneapolis, Minn., before Joint Board No. 24.

No. MC 119079, filed July 20, 1959. Applicant: DARYL D. SWANSON AND LUDWIG O. SWANSON, doing business as D. L. M. COMPANY, 4301 West 70th



Street, Minneapolis, Minn. Applicant's attorney: Earl Hacking, 1121 South Seventh Street, Minneapolis, Minn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Light weight aggregate materials*, in bulk, from points in Hennepin, Ramsey, Dakota, Scott, Carver, and Washington Counties, Minn., to points in Iowa and Wisconsin; (2) *trap rock, silica sand and lime stone*, in bulk, from the above-specified destination points to the above-specified origin points.

**HEARING:** September 23, 1959, at the Metropolitan Building, Room 926, Second Avenue, South and Third Streets, Minneapolis, Minn., before Joint Board No. 181.

No. MC 119093, filed July 24, 1959. Applicant: SEAFOOD EXPRESS, LIMITED, a corporation, Point de Bute, Sackville, New Brunswick, Canada. Applicant's attorney: Kenneth B. Williams, 111 State Street, Boston 9, Mass. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, in mixed shipments with *fresh fruit, berries, and vegetables*, from Boston, Mass., to ports of entry in New Hampshire and Maine on the International Boundary line between the United States and Canada, and *exempt commodities* on return.

**NOTE:** Applicant indicates the above commodities will be destined to points in Canada.

**HEARING:** September 25, 1959, at the New Post Office and Court House Building, Boston, Mass., before Joint Board No. 69.

No. MC 119108, filed July 30, 1959. Applicant: ARMORED CAR SERVICE, INC., 3555 Lee Highway, Arlington, Va. Applicant's attorney: Francis J. Ortman, 1366 National Press Building, Washington 4, D.C. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Currency and coins*, in armored cars or trucks, between Washington, D.C., on the one hand, and, on the other, points in Fairfax, and Prince William Counties, Va.

**NOTE:** Applicant is also authorized to conduct operations as a *common carrier* in Certificate No. MC 116802 and subs numbers thereunder; therefore, dual operations may be involved.

**HEARING:** September 24, 1959, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Joint Board No. 68.

No. MC 120233, CONSOLIDATED CARRIERS CORP., 224 West 35th Street, New York, N.Y. Attorney for applicant, Samuel Schaeffer, 450 Seventh Avenue, New York 1, N.Y. Assigned for hearing to determine whether the motor vehicle operations of Consolidated Carriers Corp. are and will be managed and operated in a common interest, management and control with those of Interstate Dress Carriers, Inc., a multiple-State operator holding Certificates under No. MC 50307, and the eligibility of the said Consolidated Carriers Corp. to engage in operations in interstate or foreign commerce within

the State of New York under the second proviso of section 206(a) (1) of the Interstate Commerce Act.

**HEARING:** October 5, 1959, at 346 Broadway, New York City, N.Y., before Examiner Walter R. Lee.

#### MOTOR CARRIERS OF PASSENGERS

No. MC 453 (Sub No. 15), filed July 22, 1959. Applicant: THE GREY LINE, INC., 1010 Eye Street NW., Washington, D.C. Applicant's attorney: S. Harrison Kahn, 1110-14 Investment Building, Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, in special operations, between Washington, D.C., and Charles Town, W. Va., Route 1: from Washington, D.C., to District of Columbia-Commonwealth of Virginia boundary line via city streets and Lincoln Memorial and/or 14th Street Trans-Potomac bridges; from District of Columbia-Commonwealth of Virginia boundary line to the intersection of U.S. Highway 50 and Virginia Highway 7, via U.S. Highway 50; from the intersection of Virginia Highway 7 and U.S. Highway 50 to the intersection of Virginia Highway 7 and Virginia Highway 9 at Leesburg, Va., via Virginia Highway 7; from the intersection of Virginia Highway 7 with Virginia Highway 9 at Leesburg, Va., to Charles Town, W. Va., via Virginia Highway 9; and return over the same route. Service at the intermediate point, Falls Church, Va., restricted to traffic moving to and from Charles Town, W. Va. Route 2 from Washington, D.C., to Frederick, Md., via U.S. Highway 240; from Frederick, Md., to Charles Town, W. Va., via U.S. Highway 340; return over the same route. Service at the intermediate points of Bethesda, Md., and Rockville, Md., restricted to traffic moving to and from Charles Town, W. Va. Applicant is authorized to conduct operations in Delaware, the District of Columbia, Maryland, New Jersey, Pennsylvania, and Virginia.

**NOTE:** Applicant states that the transportation of passengers and their baggage herein is restricted to traffic moving to and from the site of the Charles Town Race Course, Charles Town, W. Va.

**HEARING:** October 1, 1959, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner David Waters.

No. MC 110306 (Sub No. 2), filed March 27, 1959. Applicant: BLUE BUS LINES, a corporation, 50 North Johnson Avenue, Trenton, N.J. Applicant's representative: Edward F. Bowes, 1060 Broad Street, Newark, N.J. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, and *express, newspapers and mail*, in the same vehicle with passengers, between New Hope, Pa., and Philadelphia, Pa., from New Hope over U.S. Highway 202 to junction of Pennsylvania Highway 263 at Buckingham, thence over Pennsylvania Highway 263 through Furlong, Jameson and Hatboro to junction U.S. Highway 611, at Willow Grove, thence over U.S. Highway 611 through Jenkintown to Philadelphia, Pa., and return over the

same route, serving all intermediate points, except service is restricted to traffic originating at, or destined to, points in New Jersey between Washington Crossing and Lambertville, N.J., on Blue Bus Lines' existing route between Trenton, N.J., and New Hope, Pa. Applicant is authorized to conduct operations in New Jersey and Pennsylvania.

**HEARING:** October 14, 1959, at the Penn Sherwood Hotel, 3900 Chestnut Street, Philadelphia, Pa., before Joint Board No. 65, or, if the Joint Board waives its right to participate, before Examiner Herbert L. Hanback.

No. MC 114271 (Sub No. 5), filed July 16, 1959. Applicant: CONTINENTAL CRESCENT LINES, INC., 425 Bolton Avenue, Alexandria, La. Applicant's attorney: Grove Stafford, 628 Murray Street, Alexandria, La. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Express, mail and newspapers*, in the same vehicle with passengers, between Opelika, Ala., and Columbus, Ga., from Opelika, over U.S. Highway 280 to Phenix City, Ala., thence over U.S. Highway 80 to Columbus, and return over the same route, serving no intermediate points. Applicant is authorized to conduct operations in Alabama, Georgia and Tennessee.

**NOTE:** Applicant states that it operates over the above route in the transportation of passengers and their baggage.

**HEARING:** September 29, 1959, at the Hotel Thomas Jefferson, Birmingham, Ala., before Joint Board No. 157, or, if the Joint Board waives its right to participate, before Examiner Robert A. Joyner.

No. MC 118958, filed May 26, 1959. Applicant: DARRELL G. HAFEN, Washington and Utah and 1233 First Security Building, Salt Lake City, Utah. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in special and charter operations, beginning and ending at points in Washington County, Utah except Zion National Park and extending to points in Washington, Iron, Kane, Garfield, and San Juan Counties, Utah and Mojave, Coconino, Apache, and Navajo Counties, Ariz.

**HEARING:** September 21, 1959, at the Utah Public Service Commission, Salt Lake City, Utah, before Joint Board No. 48.

No. MC 119035, filed June 29, 1959. Applicant: HARRY T. GOULDING, doing business as GOULDING'S TRADING POST AND LODGE, Goulding's Trading Post, Utah, Mail: P.O. Box 83, Kayenta, Ariz. Applicant's attorney: Bartly G. McDonough, 10 Executive Building, 455 East Fourth South, Salt Lake City 11, Utah. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in special operations, in round-trip sight-seeing, pleasure and photographic tours, beginning and ending at Kayenta, Ariz., and Goulding's Trading Post, Moab, Green River, and Monticello, Utah, and extending to points in Utah, and those in Apache and Navajo Counties, Ariz.

**HEARING:** September 22, 1959, at the Utah Public Service Commission, Salt Lake City, Utah, before Joint Board No. 48.

No. MC 119083, filed July 20, 1959. Applicant: MISSOURI VALLEY TRAILS, INC., Box 55, Havre, Mont. Applicant's attorney: Gordon Hoven, Box 55, Havre, Mont. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, and *express, mail and newspapers* in the same vehicle with passengers, (1) between Havre, Mont., and the boundary line between Montana and North Dakota, from Havre to the boundary line between Montana and North Dakota over U.S. Highway 2, and return over the same route, serving all intermediate points. (2) Between Havre, Mont., and the Glasgow U.S. Air Force Base, from Havre over U.S. Highway 2 to its junction with Montana Highway 24 at Glasgow, Mont., thence over Montana Highway 24 to the Glasgow U.S. Air Force Base, and return over the same route, serving all intermediate points.

**HEARING:** October 1, 1959, at the Commercial Club, Billings, Mont., before Joint Board No. 82.

APPLICATIONS FOR BROKERAGE LICENSES

MOTOR CARRIERS OF PASSENGERS

No. MC 12707, filed May 14, 1959. Applicant: WILLIAM GRAY, doing business as JACKSON & GRAY BUSS TRAVEL SERVICE, 722 South Broad Street, Philadelphia 46, Pa. For a license (BMC 5) authorizing operations as a *broker* at Philadelphia, Pa., in arranging for transportation in interstate or foreign commerce, by motor vehicle, of *passengers and their baggage*, in the same vehicle with passengers, both as individuals and groups, in charter operations, beginning and ending at Philadelphia, Pa., and extending to points in the United States, including ports of entry on the International Boundary line between the United States and Canada.

**HEARING:** October 6, 1959, at the Penn Sherwood Hotel, 3900 Chestnut St., Philadelphia, Pa., before Joint Board No. 65, or, if the Joint Board waives its right to participate, before Examiner Herbert L. Hanback.

No. MC 12712, filed June 22, 1959. Applicant: ARNOLD DEE WHITE AND ERMA M. WHITE, doing business as LaFIESTA TOURS, 2890 South Melbourne, Salt Lake City, Utah. For a license (BMC 5) authorizing operations as a *broker* at Salt Lake City, Utah in arranging for transportation in interstate or foreign commerce, by motor vehicle, of *Passengers and their baggage*, in the same vehicle with passengers, in special and charter operations, beginning and ending at Salt Lake City, Utah and extending to points in the United States, including ports of entry on the international boundary lines between the United States and Canada and the United States and Mexico.

**HEARING:** September 23, 1959, at the Utah Public Service Commission, Salt Lake City, Utah, before Joint Board No. 207.

No. MC 12713, filed June 24, 1959. Applicant: SKIBEE, INC., 209 East Post Road, White Plains, N.Y. Applicant's representative: Charles H. Trayford, 155 East 40th Street, New York 16, N.Y. For a license (BMC 5) to engage in operations as a *broker* at New York, N.Y., in arranging for the transportation by motor vehicle in interstate or foreign commerce of *Passengers and their baggage*, in the same vehicle with passengers, both as individuals and groups, in round-trip, special and charter, all-expense ski tours, beginning and ending at points in Westchester, Nassau, and Suffolk Counties, N.Y., and New York, N.Y., and extending to points in Maine, New Hampshire, Vermont, Massachusetts, New York, and Pennsylvania, destined to points in Canada.

**HEARING:** October 5, 1959, at 346 Broadway, New York City, N.Y., before Examiner Walter R. Lee.

No. MC 12714, filed July 13, 1959. Applicant: LAKE SHORE MOTOR COACH LINES, INC., doing business as LAKE SHORE TOURS, 549 West Fifth South Street, Salt Lake City 1, Utah. Applicant's attorney: Wood R. Worsley, 701 Continental Bank Building, Salt Lake City 1, Utah. For a license (BMC-5) to engage in operations as a *broker* at Salt Lake City, Utah, in arranging for the transportation by motor vehicle in interstate or foreign commerce of *Passengers and their baggage*, in the same vehicle with passengers, both as individuals and groups, in round-trip charter all-expense conducted tours and sightseeing trips, and in all types of passenger operations, beginning and ending at points in Davis, Weber, Box Alder, and Cache Counties, Utah, and Franklin County, Idaho, and extending to points in the United States, including ports of entry located on the International Boundary line between the United States and Canada.

**NOTE:** Applicant states it presently operates as a common motor carrier of passengers and their baggage, and express, in regular-route operations between Salt Lake City and Ogden, Utah, and that in addition, it is performing interstate charter service to various points within the United States.

**HEARING:** September 23, 1959, at the Utah Public Service Commission, Salt Lake City, Utah, before Joint Board No. 207.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING IS REQUESTED

MOTOR CARRIERS OF PROPERTY

No. MC 48213 (Sub No. 19), filed August 5, 1959. Applicant: C. E. LIZZA, INC., First National Bank Building, Latrobe, Pa. Applicant's attorney: Henry M. Wick, Jr., 1211 Berger Building, Pittsburgh 19, Pa. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Explosives, blasting supplies, ammonium nitrate and nitro-carbo-nitrate*, from the plant sites or magazines of American Cyanamid Company at or near Latrobe, Pa., to points in Alabama, Arkansas, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Massachusetts, Missouri, North Carolina, South Carolina, and Wisconsin, points in that part

of Ohio west of U.S. Highway 23, and points in that part of New Jersey south of U.S. Highway 1. *Returned or damaged shipments* of the above-described commodities, and *empty containers or other articles* used in the transportation of such commodities, from points in the above-named destination states and destination territories, to the plant sites or magazines of American Cyanamid Company at or near Latrobe, Pa. Applicant is authorized to conduct operations in Alabama, Colorado, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Maine, Maryland, Massachusetts, Missouri, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, West Virginia, and Wisconsin.

No. MC 66562 (Sub No. 1519) (CLARIFICATION), filed July 6, 1959, published in the July 22, 1959 issue of the FEDERAL REGISTER. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York 17, N.Y. Applicant's attorney: William H. Marx, Law Department, Railway Express Agency, Incorporated, (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over a regular route, transporting: *General commodities, including Class A and B explosives*, moving in express service, between Morristown, N.J., and Hackettstown, N.J., from Morristown over New Jersey Highway 511 to junction New Jersey Highway 10, thence over New Jersey Highway 53 to junction New Jersey Highway 53 to Denville, N.J., thence continuing over New Jersey Highway 53 to junction U.S. Highway 46, thence over U.S. Highway 46 to Dover, N.J., thence continuing over U.S. Highway 46 to junction U.S. Highway 206 at Netcong, N.J., thence over U.S. Highway 206 to Newton, N.J., thence continuing over U.S. Highway 206 to junction New Jersey Highway 519, thence over New Jersey Highway 519 to Branchville, N.J., thence return over New Jersey Highway 519 to junction U.S. Highway 206, thence over U.S. Highway 206 to junction New Jersey Highway 517, thence over New Jersey Highway 517 to junction U.S. Highway 46, thence over U.S. Highway 46 to Hackettstown, returning over U.S. Highway 46 via Netcong, N.J., to Dover, N.J., thence over unnumbered streets in Dover to junction New Jersey Highway 10, thence over New Jersey Highway 10 to junction New Jersey Highway 511, thence over New Jersey Highway 511 to Morristown. Applicant states the proposed service to be performed over above route in both directions. Serving the intermediate and off-route points of Denville, Netcong, Dover, Wharton, Newton, and Branchville, N.J. Applicant indicates the service to be performed will be limited to that which is auxiliary to or supplemental of express service, and the shipments transported by applicant will be limited to those moving on a through bill of lading or express receipt, covering, in addition to the motor carrier movements by applicant, an immediately prior or an immediately subsequent movement by rail or

air. Applicant is authorized to conduct operations throughout the United States.

No. MC 74721 (Sub No. 70), filed August 7, 1959. Applicant: MOTOR CARGO, INC., 1540 West Market Street, Akron, Ohio. Applicant's attorney: L. C. Major, Jr., 2001 Massachusetts Avenue, Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, Class A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between St. Louis, Mo.; and Indianapolis, Ind., over U.S. Highway 40, serving no intermediate points, as an alternate route for operating convenience only. Applicant is authorized to conduct operations in Ohio, Pennsylvania, Minnesota, Wisconsin, Iowa, Illinois, Indiana, New York, New Jersey, Maryland, West Virginia, and the District of Columbia.

NOTE: Applicant states that the above route is subject to the restriction presently contained in applicant's existing authority that no shipments shall be transported between any two points both of which are west of the Illinois-Indiana State line.

No. MC 78705 (Sub No. 14), filed August 6, 1959. Applicant: McLAIN TRUCKING, INC., 1242 North Jefferson Street, Muncie, Ind. Applicant's attorney: John E. Lesow, 3737 North Meridian Street, Indianapolis 8, Ind. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Transmissions and control parts*, from Muncie, Ind., to Wixom, Mich. *Steering wheels*, from Portland, Ind., to Wixom, Mich. *Rejected shipments* of the commodities specified in this application and *empty containers or other such incidental facilities* (not specified) used in transporting the above-specified commodities on return.

NOTE: Applicant states it is presently certificated to transport the commodities requested in the instant application from Muncie, Ind., and Portland, Ind., to Detroit, Mich., and by virtue of this application is seeking authority to transport said commodities to the destination point of the Ford Motor Company's plant site at Wixom, Mich., located approximately 14 miles northwest of the city limits of Detroit, Mich., via U.S. Highway 16. A proceeding has been instituted under section 212(c) of the Interstate Commerce Act to determine whether applicant's status is that of a contract or common carrier, assigned MC 78705 (Sub No. 12). Applicant is authorized to conduct operations in Illinois, Indiana, Michigan, Ohio, and New York.

No. MC 107496 (Sub No. 143), filed August 6, 1959. Applicant: RUAN TRANSPORT CORPORATION, 408 Southeast 30th Street, Des Moines, Iowa. Applicant's attorney: H. L. Fabritz, 408 Southeast 30th Street, Des Moines, Iowa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Methanol, Glycol, and Anti-freeze*, in bulk, in tank vehicles, from the site of the Olin Mathieson Chemical Corp. plant at Mapleton, Ill., to points in Nebraska. Applicant is authorized to conduct operations in Arkansas, Colorado, Illinois, Indiana, Iowa,

Kansas, Kentucky, Louisiana, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Texas, and Wisconsin.

NOTE: Common control may be involved.

No. MC 109451 (Sub No. 103), filed August 7, 1959. Applicant: ECOFF TRUCKING, INC., 112 Merrill Street, Fortville, Ind. Applicant's attorney: Robert C. Smith, 512 Illinois Building, Indianapolis 4, Ind. Authority sought to operate as a *common or contract carrier*, by motor vehicle, over irregular routes, transporting: *Ethyl-ether*, in bulk, in tank vehicles, from Ficklin, Ill., to New Castle, Del. Applicant is authorized to conduct operations in Alabama, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, New Hampshire, Ohio, Pennsylvania, Tennessee, West Virginia, and Wisconsin.

NOTE: A proceeding has been instituted in Docket No. MC 109451 (Sub No. 82) to determine whether applicant's status is that of a common or contract carrier.

No. MC 111159 (Sub No. 89), filed June 24, 1959. Applicant: MILLER TRANSPORTERS, LTD., P.O. Box 1123, Highway 80 West, Jackson, Miss. Applicant's attorney: Phineas Stevens, Suite 700 Petroleum Building, P.O. Box 141, Jackson, Miss. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Formaldehyde*, in bulk, in tank vehicles, from Sterlington, La., to McIntosh, Ala., and points within 10 miles thereof, and (2) *tris hydroxymethyl nitromethane*, in bulk, in tank vehicles, from Sterlington, La., to Terre Haute, Ind. Applicant is authorized to conduct operations in Alabama, Arkansas, Illinois, Kentucky, Louisiana, Mississippi, Louisiana, Missouri, Ohio, Oklahoma, and Tennessee.

No. MC 116564 (Sub No. 9), filed August 7, 1959. Applicant: LEWIS W. McCURDY AND MARGARET J. McCURDY, doing business as McCURDY'S TRUCKING COMPANY, 571 Unity Street, Latrobe, Pa. Applicant's attorney: Paul F. Sullivan, 1821 Jefferson Place NW, Washington, D.C. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, in containers, from Latrobe, Pa., to Washington, D.C., and Jamestown, N.Y., and *empty containers or other such incidental facilities* (not specified) used in transporting malt beverages on return. Applicant is authorized to conduct operations in Maryland and Pennsylvania.

NOTE: A proceeding has been instituted under section 212(c) of the Interstate Commerce Act to determine whether applicant's status is that of a common or contract carrier in No. MC 116564 (Sub No. 7). Dual operations may be involved.

APPLICATIONS FOR CERTIFICATES OR PERMITS WHICH ARE TO BE PROCESSED CONCURRENTLY WITH APPLICATIONS UNDER SECTION 5, GOVERNED BY SPECIAL RULE 1.240 TO THE EXTENT APPLICABLE

No. MC 96870 (Sub No. 2), filed July 24, 1959. Applicant: MARIANELLI MOTOR LINES, INC., 301 East Locust Street, Scranton, Pa. Applicant's attorney:

Richard V. Zug, 1418 Packard Building, Philadelphia 2, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, Class A and B explosives, household goods in use, commodities in bulk, and those requiring special equipment, between Pittsburgh, Pa., and points in Pennsylvania within thirty-five miles thereof, and Scranton, Pa., and points within thirty-five miles thereof. Applicant is authorized to conduct the above operations under the Second Proviso of section 206(a)(1), of the Act.

NOTE: This matter is directly related to MC-F 7288.

#### APPLICATIONS UNDER SECTION 5 AND 210a(b)

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carrier of property or passengers under section 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto (49 CFR 1.240).

#### MOTOR CARRIERS OF PROPERTY

No. MC-F 7131, (STRICKLAND MOTOR FREIGHT LINES, INC.—CONTROL—PORTO TRANSPORT, INC.), published in the March 25, 1959, issue of the FEDERAL REGISTER on page 2338. Petition filed August 10, 1959, for substitution of STRICKLAND TRANSPORTATION CO., INC., Box 5689, Dallas, Tex., as applicant in lieu of STRICKLAND MOTOR FREIGHT LINES, INC. Application assigned for hearing September 21, 1959, at Hartford, Conn.

No. MC-F 7280. Authority sought for purchase by WATKINS MOTOR LINES, INC., Cassidy Road, P.O. Box 785, Thomasville, Ga., of the operating rights and certain property of FEDERAL TRUCKING COMPANY, Denton Road, Federalsburg, Md., and for acquisition by BILL WATKINS, also of Thomasville, of control of such rights and property through the purchase. Applicants' attorney and representatives: Joseph H. Blackshear, Attorney at Law, 205 Jackson Building, Gainesville, Ga., Bill Watkins, President, Watkins Motor Lines, Inc., Cassidy Road, Thomasville, Ga., and Paul Croll, President, Federal Trucking Co., Denton Road, Federalsburg, Md. Operating rights sought to be transferred: Those rights claimed in an application seeking a "grandfather" certificate under section 7 of the Transportation Act of 1958 (which amended section 203(b)(6) of the Act), viz, *tea and frozen fruits, berries and vegetables*, as a *common carrier* over irregular routes, (1) between points on and east of a line consisting of the western boundaries of Minnesota, Iowa, Missouri, Arkansas and Louisiana, including points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Ver-

mont, Virginia, West Virginia, and Wisconsin; (2) between points in the above specified States, on the one hand, and, on the other, points in California, Kansas, Nebraska, Oklahoma, Oregon, Texas and Washington; (3) from points in the States specified in (1) above to points in Arizona, Colorado and New Mexico, and ports of entry on the International Boundary between the United States and Canada; (4) from points in Oklahoma to points in Kansas; and (5) from points in Washington to points in Nebraska. Vendor states that it has been transporting exempt commodities in mixed shipments with the above-specified commodities. Vendee is authorized to operate as a *common carrier* in Maine, Georgia, Missouri, Delaware, Illinois, Indiana, Kentucky, Maryland, Michigan, Minnesota, New Jersey, New York, North Carolina, Pennsylvania, Virginia, West Virginia, Wisconsin, Ohio, Tennessee, Florida, Alabama, Connecticut, Iowa, Massachusetts, Rhode Island, Louisiana, South Carolina, Arkansas, Kansas, Mississippi, Nebraska, Oklahoma, Texas, South Dakota, Arizona, California, New Mexico, and the District of Columbia. Application has been filed for temporary authority under section 210a(b).

No. MC-F 7281. Authority sought for purchase by DUFF TRUCK LINE, INC., Broadway and Vine Streets, Lima, Ohio, of a portion of the operating rights and certain property of PRINGLE TRANSFER & STORAGE, INC., Bowman Street and Pringle Road, Mansfield, Ohio, and for acquisition by TIRA M. DUFF and L. EUGENE DUFF, both of Lima, of control of such rights and property through the purchase. Applicants' attorney: Herbert Baker, 50 West Broad Street, Columbus 15, Ohio. Operating rights sought to be transferred: Operations under the Second Proviso of section 206(a) (1) of the Interstate Commerce Act covering the transportation, in the State of Ohio, of *property*, as a *common carrier* over irregular routes, from and to Mansfield, and also to transport *household goods, office furniture and fixtures* to and from any point in Richland County, limited, however, to the delivery of shipments of household goods, office furniture and fixtures in Shiloh and Shelby which originate at Mansfield, and to the handling of such shipments originating at Shiloh and Shelby which are destined to Mansfield. Vendee is authorized to operate as a *common carrier* in Ohio. Application has not been filed for temporary authority under section 210a(b).

No. MC-F 7282. Authority sought for MIAMI TRANSPORTATION COMPANY, INC., OF INDIANA, 1220 Harrison Avenue, Cincinnati 14, Ohio, of the operating rights of RICHARD STROTHMAN, doing business as STROTHMAN EXPRESS, Second and Smith Streets, Cincinnati 2, Ohio, and for acquisition by CLEM H. SCOVANNER and LIVEO C. SCOVANNER, both of Cincinnati, of control of such rights through the purchase. Applicants' attorneys: Vernon L. Stouffer and Herbert Baker, both of 50 West Broad Street, Columbus 15, Ohio. Operating rights sought to be transferred: *General commodities*, excepting, among others, household goods

and commodities in bulk, as a *common carrier* over irregular routes, between Cincinnati, Ohio, on the one hand, and, on the other, points in Ohio and those in Kentucky within 25 miles of Cincinnati; *general commodities*, excepting, among others, commodities in bulk but not excepting household goods, between Feesburg, Ohio, and points within five miles thereof, on the one hand, and, on the other, Maysville, Ky.; *tobacco*, between Feesburg, Ohio, and points within five miles thereof, on the one hand, and, on the other, Maysville, Ky. Vendee is authorized to operate as a *common carrier* in Kentucky, Ohio, Indiana, West Virginia, North Carolina, Virginia, Pennsylvania, Illinois, and New York. Application has not been filed for temporary authority under section 210a(b).

No. MC-F 7283. Authority sought for purchase by HOUCK TRANSPORT COMPANY, Box 559, Glendive, Mont., of the operating rights of HARLAN IRION AND ROBERT IRION, doing business as IRION TRUCKING COMPANY, Broadus, Mont., and for acquisition by ALBERT C. HOUCK, HAROLD P. ZIMMERMAN, and ELLA A. HOUCK, all of Glendive, of control of such rights through the purchase. Applicants' attorneys: James P. Lucas, Strong Block, Miles City, Mont., and Franklin S. Longan, 319 Securities Building, Billings, Mont. Operating rights sought to be transferred: *General commodities*, as a *common carrier* over regular routes, between Broadus, Mont., and Billings, Mont., Gillette, Wyo., and Sheridan, Wyo., serving all intermediate and certain off-route points; (RESTRICTION: Carrier shall not transport traffic in interstate or foreign commerce between Billings, Hardin, and Crow Agency, Mont., Gillette, Osage, Sheridan, Ucross, and Clearmont, Wyo.); *petroleum products*, in bulk or in packages, from Osage, Wyo., to Broadus, Mont., serving the intermediate point of Biddle, Mont., for delivery only; *coal*, over irregular routes, from mines within 20 miles of Broadus, Mont., to points within 65 miles of Belle Fourche, S. Dak.; *ordinary livestock, building materials, and fence posts*, between points in Carter, Custer, and Powder River Counties, Mont., and Belle Fourche, S. Dak., and points within 30 miles of Belle Fourche; *wool, livestock, feed, groceries, petroleum products, building materials, and machinery*, over regular and irregular routes, between Belle Fourche, S. Dak., and points in Montana, serving no intermediate points on U.S. Highway 212 between Belle Fourche and the Wyoming-Montana State line; *wool, ordinary livestock, livestock feed, groceries, building materials, and agricultural implements and machinery*, between Belle Fourche, S. Dak., and points in Montana, serving no intermediate points on U.S. Highway 212 between Belle Fourche and the Wyoming-Montana State line. Vendee is authorized to operate as a *common carrier* in Montana, North Dakota, South Dakota and Wyoming. Application has not been filed for temporary authority under section 210a(b).

No. MC-F 7284. Authority sought for purchase by TRANSCON LINES, 1206 South Maple Avenue, Los Angeles 15,

Calif., of the operating rights of BENJAMIN CAIN, BENJAMIN CAIN, GUARDIAN OF MARK DAVID CAIN, RICHARD A. JACOBSON, MARTIN S. JACOBSON, ANN JACOBSON, A. B. HARDY, R. J. REED, AND SYLVIA DAVIS, EXECUTRIX OF THE ESTATE OF LENA NEWMAN, a partnership, doing business as CAIN'S TRUCK LINES, 725 Southwest 23d Street, P.O. Box 4852, Oklahoma City, Okla., and for acquisition by SCRIBNER BIRLENBACH, also of Los Angeles, of control of such rights through the purchase. Applicants' attorneys: Lee Reeder or Wentworth E. Griffin, both of 1012 Baltimore Avenue, Kansas City 5, Mo. Operating rights sought to be transferred: *General commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier* over regular routes, between Kansas City, Mo., and Oklahoma City, Okla., between Olathe, Kans., and the junction of U.S. Highways 169 and 59 (near Garnett, Kans.), and between Oklahoma City, Okla., and Los Angeles, Calif., serving certain intermediate and off-route points; *general commodities*, except dangerous explosives and except household goods as defined by the Commission, between Oklahoma City, Okla., and Las Cruces, N. Mex., restricted to service at Oklahoma City and intermediate and off-route points within 30 miles of Oklahoma City; *oil-well equipment and supplies*, between Oklahoma City, Okla., and Los Angeles, Calif., serving certain intermediate and off-route points; *soap and soap products*, over irregular routes, from Kansas City, Kans., and Kansas City, Mo., to points in Oklahoma. Vendee is authorized to operate as a *common carrier* in California, Illinois, Oklahoma, Kansas, Missouri, Georgia, Tennessee, Alabama, and Texas. Application has not been filed for temporary authority under section 210a(b).

No. MC-F 7285. Authority sought for purchase by TERMINAL FREIGHT TRANSPORT, INC., Paterson Plank Road and Route 3, East Rutherford, N.J., of the operating rights and property of UNITED FREIGHT LINES, INC., 70 South Park Street, Elizabeth, N.J., and for acquisition by MICHAEL HARMATUCK, also of East Rutherford, of control of such rights and property through the purchase. Applicants' attorneys: Herman B. J. Weckstein, 1060 Broad Street, Newark, N.J., Bert Collins and Morton E. Kiel, both of 140 Cedar Street, New York 6, N.Y. Operating rights sought to be transferred: *General commodities*, excepting, among others, household goods but not excepting commodities in bulk, as a *common carrier* over regular routes between Manahawkin, N.J., and New York, N.Y., between Toms River, N.J., and New York, N.Y., between Asbury Park, N.J., and New York, N.Y., between Somerville, N.J., and New York, N.Y., between Morristown, N.J., and New York, N.Y., and between Mahwah, N.J., and New York, N.Y., serving certain intermediate and off-route points; *general commodities*, excepting, among others, household goods and commodities in bulk, over ir-



regular routes, between Harrison, Kearny, and Newark, N.J., on the one hand, and, on the other, points in the New York, N.Y., Commercial Zone, as defined by the Commission; *general commodities*, excepting, among others, *commodities in bulk*, but not excepting household goods, between Carlstadt, N.J., on the one hand, and, on the other, certain points in Connecticut, New York, New Jersey, and Pennsylvania; *general commodities*, except household goods as defined by the Commission, between the Naval Supply Depot at or near Mechanicsburg, Pa., on the one hand, and, on the other, certain points in New York; *materials and equipment* consigned to, or intended for, the United States Army or United States Navy, and *metal forms and fittings* for construction purposes, between points in Essex, Bergen, Hudson, and Passaic Counties, N.J., on the one hand, and, on the other, points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, except Philadelphia, Rhode Island, Virginia, and the District of Columbia. Vendee is authorized to operate as a *common carrier* in New Jersey, Connecticut, New York, Delaware, Maryland, Pennsylvania, and the District of Columbia. Application has been filed for temporary authority under section 210a(b).

No. MC-F 7286. Authority sought for purchase by JACK CARLTON HATFIELD, doing business at HATFIELD TRUCKING SERVICE, 4850 Stockton Boulevard, Sacramento, Calif., of the operating rights of JOSEPH L. DUARTE, doing business as DUARTE TRUCKING SERVICE, 4049 43d Street, Sacramento, Calif. Applicants' representative: Pete H. Dawson, 1261 Drake Avenue, P.O. Box 1007, Burlingame, Calif. Operating rights sought to be transferred: *General commodities*, except those of unusual value, livestock, household goods as defined by the Commission, petroleum products in bulk, in tank vehicles, heavy machinery and construction equipment, and commodities requiring special equipment, as a *common carrier* over irregular routes, from the site of the Stockton General Depot at or near Lathrop and Lyoth, Calif., to Alameda, Oakland, Berkeley, Richmond, and San Francisco, Calif.; *general commodities*, except those of unusual value, livestock, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, machinery, equipment, and supplies used in logging, mining, road-building and construction work, and commodities requiring special equipment, between McClellan Air Force Base at Placerville, Calif., and Sacramento Signal Depot at Polk, Calif., on the one hand, and, on the other, Alameda, Oakland, Berkeley, Richmond, and San Francisco, Calif.; *canned goods*, from Manteca and Hershel, Calif., to Alameda and Oakland, Calif.; *lumber, lath, shingles, iron and steel casing, drill pipe, and oil well tools and machinery*, between Stockton, Calif., on the one hand, and, on the other, points in California within 175 miles of Stockton, except those in San Joaquin and Sacramento Counties. Vendee is authorized to operate as a *common*

*carrier* in California. Application has not been filed for temporary authority under section 210a(b).

No. MC-F 7287. Authority sought for purchase by DEALERS TRANSIT, INC., 498 West 138 Street, Chicago 27, Ill., of the operating rights of COMMERCIAL CONTRACTING CORPORATION, 12180 Cloverdale Avenue, Detroit 4, Mich., and for acquisition by WALTER F. CAREY AND BERT B. BEVERIDGE, both of Chicago, of control of such rights through the purchase. Applicants' attorney: James W. Wrape, Sterick Building, Memphis, Tenn. Operating rights sought to be transferred: *Such commodities* as require special handling or rigging because of size or weight, not including pipe and pipe-laying machinery, as a *common carrier* over irregular routes, between points in Michigan, on the one hand, and, on the other, points in Illinois, Indiana, and Ohio. Vendee is authorized to operate as a *common carrier* in all states in the United States and the District of Columbia. Application has not been filed for temporary authority under section 210a(b).

No. MC-F 7288. Authority sought by PRIMO MARIANELLI, 301 East Locust Street, Scranton 5, Pa., to continue in control of MARIANELLI MOTOR LINES, INC., 301 East Locust Street, Scranton 5, Pa. Applicant's attorney: Richard V. Zug, 1418 Packard Building, Philadelphia 2, Pa. Operating rights sought to be controlled: Operations under the Second Proviso of section 206(a)(1) of the Interstate Commerce Act covering the transportation of *property*, as a *common carrier* in the State of Pennsylvania, as more specifically described in Docket No. MC 96870, filed December 9, 1957. PRIMO MARIANELLI has applied for authority under section 7 of the Transportation Act of 1958 to operate as a *common carrier* in New Jersey, Pennsylvania, and Maryland. Application has been filed for temporary authority under section 210a(b).

NOTE: No. MC 96870 Sub 2 is a matter directly related.

No. MC-F 7289. Authority sought for control and merger by RUPP-SOUTHERN TIER FREIGHT LINES, INC., Route 84, P.O. Box 344, Middletown, N.Y., of the operating rights and property of WESTON TRANSFER COMPANY, INC., Union Avenue, P.O. Box 529, Newburgh, N.Y., and for acquisition by ABE NOVIG, HAROLD ROVNER and HARRY B. MILLER, all of Middletown, of control of such rights and property through the transaction. Applicant's attorney: John R. Mahoney, 26 Broadway, New York 4, N.Y. Operating rights sought to be controlled and merged: *General commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier* over regular routes, between Albany, N.Y., and New York, N.Y.; service is authorized (1) to and from all intermediate points in New York, and off-route points in Rockland, Orange, Ulster, Sullivan, and Dutchess Counties, N.Y., unrestricted, (2) at intermediate points in New Jersey and off-route

points in Hudson, Essex, and Bergen Counties, N.J., for delivery only of traffic moving from authorized points in the State of New York, other than New York, N.Y., (3) from Newark, Edgewater, and North Arlington, N.J., and points in Hudson County, N.J., to hereinafter authorized intermediate and off-route points in New York, located south of Kingston, N.Y., except New York, N.Y., for delivery. RUPP-SOUTHERN TIER FREIGHT LINES, INC., is authorized to operate as a *common carrier* in New Jersey, New York, Pennsylvania, Connecticut, Massachusetts, and Delaware. Application has not been filed for temporary authority under section 210a(b).

By the Commission.

[SEAL]

HAROLD D. McCoy,  
Secretary.

[F.R. Doc. 59-6883; Filed, Aug. 18, 1959;  
8:50 a.m.]

[Ex Parte MC-2]

## MOTOR CARRIER EMPLOYEES Maximum Hours of Service

August 14, 1959.

Petition to Commission to find that refrigeration mechanics of Alterman Transport Lines, Inc., Miami, Fla., are exempt from section 13(b)(1) of the Fair Labor Standards Act in view of provisions of section 204(a) of Interstate Commerce Act.

Petition filed June 24, 1959, requests the Commission to find after hearing that the refrigeration mechanics of Alterman Transport Lines, Inc., of Miami, Fla., a *common carrier* of property by motor vehicle, are exempt from the provisions of section 13(b)(1) of the Fair Labor Standards Act and are covered by the provisions of section 204(a) of the Interstate Commerce Act. Petitioner specializes in the transportation of commodities requiring refrigeration, in interstate or foreign commerce, pursuant to Certificate No. MC 107107 and related subs. It employs several refrigeration mechanics who devote a substantial part of their time to activities directly affecting the safety of operation of about 200 of its vehicles. The duties of such mechanics include:

1. Maintain and install refrigerating unit either in the nose of the trailer or underneath the trailer on the chassis;
2. Maintain and install the gasoline, butane or diesel fuel tanks on the chassis of the trailer frame;
3. Maintain and install the battery boxes and batteries which provide current for the units, such batteries and battery boxes being located on the trailer frame chassis;
4. Maintain and install all fuel lines and electric wiring as well as refrigerating lines between the refrigerating units, the tanks, and the inner part of the trailer where the refrigeration is defused;
5. Change butane tanks to gasoline tanks when trailers are to move into areas where butane is not permitted





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